

American Bar Association

2019 Section of Litigation & Solo, Small Firm and General Practice Division CLE Conference

May 1-3, 2019 | New York Marriott Marquis | New York, NY

60+ CLE
Programs and
11 Networking
Events!



Don't miss the Section of Litigation's 2019 LGBT+ Forum, April 30-May 1, immediately before the Conference. More information on page 30.

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#LitigationGPSolo

ABA
Section of
Litigation

ABAGPSOLO
Solo, Small Firm and General Practice Division
YOUR SUCCESS. OUR MISSION.

JOIN US

HIGHLIGHTS

WHY YOU SHOULD ATTEND

The Section of Litigation & Solo, Small Firm and General Practice Division (GPSolo) CLE Conference is THE premier event for litigators and solo and small firm practitioners. The Conference brings together lawyers and judges from across the U.S. and Canada to share the very latest in trial skills, litigation strategy, case management, and practice advice. Enjoy over 60 high-quality CLE programs with top speakers, and 11 networking events.

THANK YOU TO OUR PLANNING COMMITTEE

Palmer Gene Vance II, Section of Litigation Chair, 2018-2019

Melanie Bragg, Solo, Small Firm and General Practice Division Chair, 2018-2019

Mary Craig Calkins, Section of Litigation Managing Director, 2018-2019

Christina Plum, Section of Litigation Managing Director, 2018-2019

Stephen J. Curley, Jyotin Hamid, Arvin Maskin and Sherilyn Pastor

2019 Section of Litigation Conference Co-Chairs

Alfreda D. Coward, Karen M. Goodman, Lynn A. Howell and Matthew A. Moeller

2019 Solo, Small Firm and General Practice Division Conference Co-Chairs

Thank you to our co-sponsors!



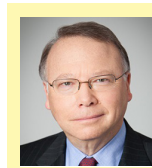
MEETING MENTORS

Maximize your experience with a meeting mentor, who can help you get the most out of the Conference. Sign up for a meeting mentor during the registration process, and a Section of Litigation leader will contact you before the Conference to answer any questions you might have, arrange to meet you at Wednesday night's Welcome Reception, and introduce you to other members.

FEATURED PROGRAMS

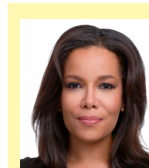
The Media in the Crosshairs: The Vital First Amendment Values at Stake

Wednesday, May 1 | 4:30 PM – 6:00 PM



R. Bruce Rich
Weil Gotshal & Manges LLP
New York, NY

MODERATOR



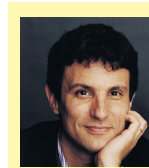
Sunny Hostin
ABC News, *The View*
New York, NY

SPEAKER



David E. McCraw
The New York Times
New York, NY

SPEAKER



David Remnick
The New Yorker
New York, NY

SPEAKER

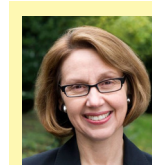


Nadine Strossen
New York Law School
New York, NY

SPEAKER

Whither the 10th Amendment? State Attorneys General, Federalism, and Litigation

Thursday, May 2 | 8:15 AM – 9:45 AM



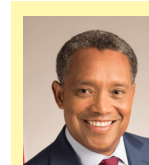
Ellen F. Rosenblum
Attorney General for the
State of Oregon
Salem, OR

MODERATOR



Jeff Landry
Attorney General for the
State of Louisiana
Baton Rouge, LA

SPEAKER



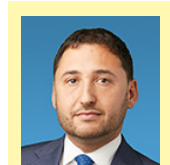
Karl A. Racine
Attorney General for the
District of Columbia
Washington, D.C.

SPEAKER



Daniel B. Rodriguez
Northwestern Pritzker
School of Law
Chicago, IL

SPEAKER



Misha Tseytlin
Former Wisconsin Solicitor
General; Troutman Sanders
LLP, Chicago, IL

SPEAKER

Opening Statements in David vs. Goliath

Friday, May 3 | 10:25 AM – 12:00 PM

David's victory over Goliath was assured by an extraordinary opening salvo. Come learn from nationally-recognized and sought-after trial attorneys as they showcase their talents by presenting mock opening statements to insightful and respected jurists and a seasoned jury consultant.

NETWORKING

WEDNESDAY, MAY 1



Diversity Leadership Award Luncheon

12:15 PM – 1:45 PM

\$75 Ticketed Event

This luncheon concludes the LGBT+ Forum and commences the Litigation & GPSolo CLE Conference. During this luncheon, we will present the Diversity Leadership Award, which recognizes individuals or entities that have demonstrated a commitment to promoting full and equal participation in the legal community through the encouragement and inclusion of women, minorities, persons with disabilities, and/or persons of differing sexual orientations and gender identities.



Welcome Reception Honoring the Judiciary

6:00 PM – 7:30 PM

Complimentary (Registration Required)

Join us Wednesday evening for our Welcome Reception Honoring the Judiciary. This reception is open to all Conference attendees.



The Welcome Reception Honoring the Judiciary is sponsored by Ankura.



Committee Dinners & Dine-Arounds

7:30 PM – 10:00 PM

Various Locations (Pay on Own)

Gather with those who share your interest area while enjoying one of New York City's finest restaurants. All attendees welcome, even those not in Committees or new to the Section of Litigation or GPSolo Division.

THURSDAY, MAY 2



Networking Breakfast

7:15 AM – 8:15 AM

Complimentary (Registration Required)

Meet in small groups with Section/Division leaders and newcomers alike over breakfast and learn how the Section of Litigation and the GPSolo Division can deliver results for your practice and professional development.



John Minor Wisdom Award Luncheon

12:30 PM – 1:45 PM

\$100 Ticketed Event

During this luncheon, the Section of Litigation will present the John Minor Wisdom Public Service and Professionalism Award. The Award is presented in recognition of outstanding contributions to equality of justice in legal communities, ensuring that the legal system is open and available to all.



The John Minor Wisdom Award is sponsored by Stone Pigman Walther Wittmann LLC.

NETWORKING

THURSDAY, MAY 2 (Continued)

Committee Expo/Networking Break

3:00 PM – 4:00 PM

Complimentary

Please join Conference attendees and the leadership of the Section of Litigation, including the chairs of its open-enrollment Committees, at our Committee Expo – Broadway Edition. This peer-to-peer educational experience allows attendees to learn about the many valuable career-building opportunities that Committees provide for their members while being able to mix and mingle in a relaxed setting that allows attendees to learn and network at the same time. Attendees can also meet GPSolo leaders and learn more about GPSolo Committees, programs, and benefits.



Networking Reception at the Metropolitan Club

6:00 PM – 9:00 PM

\$125 Ticketed Event

Engage with fellow attendees at this elegant reception hosted at the Metropolitan Club, which was founded in 1891, on 5th Avenue at East 60th Street. Transportation is on your own. Please be sure to allow for adequate travel time with New York City's bustling traffic.

Sponsor of the ABA Section of Litigation



LexisNexis
Litigation Solutions

The Networking Reception at the Metropolitan Club is sponsored by LexisNexis.



FRIDAY, MAY 3

Committee Breakfast Business Meetings

7:00 AM – 8:00 AM

Complimentary (Registration Required)

Start your day by meeting new and prospective Committee members and networking with litigators from similar practice areas or fellow solo/small firm attorneys.



Networking Luncheon

12:15 PM – 1:45 PM

\$75 Ticketed Event

As the Conference moves toward its conclusion, network over lunch as you make new connections and reconnect with colleagues and friends.



Solo and Small Firm Awards Luncheon

12:15 PM – 1:45 PM

\$65 Ticketed Event

The Solo and Small Firm Awards Luncheon is the hottest ticket in town and a highlight of the GPSolo Division's bar year. We will celebrate the efforts and accomplishments of outstanding solo and small firm practitioners, as well as bar leaders and bar associations. Join us to be inspired by our recipients.



Closing Night Dinner

5:00 PM – 7:00 PM

\$125 Ticketed Event (Dinner Only)

The Conference rounds off with an evening of drinks, fine dining, and unrivaled networking opportunities, hosted by GPSolo. After dinner, catch a play at one of the many nearby Broadway theaters. What a perfect way to end your visit!



SCHEDULE AT A GLANCE*

WEDNESDAY, MAY 1

Time	CLE	Event Title
10:00 AM – 6:00 PM		Registration
12:15 PM – 1:45 PM		Diversity Leadership Award Luncheon (<i>Ticketed: \$75</i>)
2:00 PM – 3:00 PM	Technology CLE	Breakout: New Technology, New Liability: Product Liability Risks in the Digital Age
	Technology CLE	Breakout: Data Security Awareness in Action
	General CLE	Breakout: Big Firm v. Small Firm No More: How Small Firms & Boutiques Are Effectively Litigating Against BigLaw
	General CLE	Breakout: Navigating Multidistrict Litigation
	Wellness CLE	Breakout: <i>The Trial Lawyer's Guide to Success and Happiness II:</i> Mindfulness and Wellness in Your Legal Career and Beyond
	General CLE	Breakout: The Secret Is Out: Strategies for Protecting Trade Secrets
3:00 PM – 3:15 PM		Networking Break
3:15 PM – 4:15 PM	Skills CLE	Breakout: Effective Legal Writing: Greater Clarity Taught with Hilarity
	Ethics CLE	Breakout: Implications of Sharing the Attorney-Client Privilege: When and How It Should Be Done
	General CLE	Breakout: Copycats from the Catwalk: Protection and Enforcement in Luxury and Fashion
	General CLE	Breakout: New Frontiers in Antitrust
	General CLE	Breakout: From Broadway to the Courtroom: A Mock Oral Argument Showcasing Alexander Hamilton, the Lawyer
	Skills CLE	Breakout: Opening Statement: Go Wisely and Slowly. Those Who Rush, Stumble and Fall
4:15 PM – 4:30 PM		Networking Break
4:30 PM – 6:00 PM	General CLE	Plenary: The Media in the Crosshairs: The Vital First Amendment Values at Stake
6:00 PM – 7:30 PM		Welcome Reception Honoring the Judiciary
7:30 PM – 10:00 PM		Committee Dinners & Dine-Arounds (<i>Pay on Own</i>)

SCHEDULE AT A GLANCE*

THURSDAY, MAY 2

Time	CLE	Event Title
6:30 AM – 4:30 PM		Registration
7:15 AM – 8:15 AM		Networking Breakfast
8:15 AM – 9:45 AM	General CLE	Plenary: Whither the 10th Amendment? State Attorneys General, Federalism, and Litigation
9:45 AM – 10:00 AM		Networking Break
10:00 AM – 11:00 AM	Technology CLE	Breakout: The Internet of (Hackable) Things (IoT): Liability and Insurance for Smart Technology
	Elimination of Bias CLE	Breakout: Considering Gender Issues in Jury Trials
	General CLE	Breakout: Big Firm Discovery on a Small Firm Budget
	Ethics CLE	Breakout: The ABA Model Rules on Advertising: They May Apply to You!
	General CLE	Breakout: Recent Trends in Securities Litigation
	Elimination of Bias CLE	Breakout: Strategic Alliances: An Alternative Approach to Achieving Diversity & Inclusion
11:00 AM – 11:15 AM		Networking Break
11:15 AM – 12:15 PM	General CLE	Breakout: How Do Small Firms and Solo Practitioners Navigate the Class Action Arena?
	General CLE	Breakout: New Kids on the Blockchain: How and When Will Law Firms Embrace Crypto-Currencies and Distributed Ledger Technology?
	Ethics CLE	Breakout: The Nexus of Leadership and Professional Responsibility
	General CLE	Breakout: Winning Commercial Cases at Trial: The Keys to Success
	General CLE	Breakout: You're Under Investigation: Expectations and Preparation Tips for a Government Investigation
	Technology CLE	Breakout: What's Hot in Financial Technology: Latest and Greatest Developments and Fintech Trends
12:30 PM – 1:45 PM		John Minor Wisdom Award Luncheon (<i>Ticketed: \$100</i>)
2:00 PM – 3:00 PM	General CLE	Breakout: Technology Assisted Review in Investigations, Examinations, and Legal Assessments
	Wellness CLE	Breakout: Let's Talk M&Ms: Mindfulness and Money
	General CLE	Breakout: Seeing Is Believing! Effective Use of Demonstrative Evidence in the Digital Age

SCHEDULE AT A GLANCE*

THURSDAY, MAY 2 (Continued)

Time	CLE	Event Title
2:00 PM – 3:00 PM	General CLE	Breakout: Mastering Mass Tort Settlements
	General CLE	Breakout: Y Is the New 40: What the Aging Workforce Means for the Future of Work
	Substance Use Disorder Prevention CLE	Breakout: Balancing a Lawyer's Cry for Help from Dependency or Depression with Ethical Obligations of Competence and Reporting
3:00 PM – 4:00 PM		Committee Expo/Networking Break
4:00 PM – 5:00 PM	General CLE	Breakout: What Persuades Judges and Juries and What Doesn't
	Elimination of Bias CLE	Breakout: Women Throwing Shade: How It Was, How It Is, and Winning in Spite of It
	General CLE	Breakout: You Can Check Out Anytime You Like, But You Can Never Leave: Are Class Actions Impossible to Settle Now?
	General CLE	Breakout: Spoiling for a Fight: Preventing, Spotting, and Addressing ESI Destruction
	General CLE	Breakout: What's Hot in M&A Today? The Latest Developments and Trends in Merger and Acquisition Litigation
6:00 PM – 9:00 PM	Ethics CLE	Breakout: Ethical Considerations in Dealing with Clients and Colleagues Battling Opioid Use
		Networking Reception at the Metropolitan Club (<i>Ticketed: \$125</i>)

FRIDAY, MAY 3

6:30 AM – 4:30 PM		Registration
7:00 AM – 8:00 AM		Committee Breakfast Business Meetings
8:00 AM – 9:00 AM	General CLE	Breakout: The Power of Partnering: The Case for Counsel Collaboration
	General CLE	Breakout: International Discovery: Gathering Evidence from Around the Globe
	Elimination of Bias CLE	Breakout: Breaking Through Barriers: Lawyering with a Disability
	General CLE	Breakout: Effective Storytelling Through Data Visualizations: How to Tell a Persuasive Story Through Data Graphics
	General CLE	Breakout: Arbitration: Where Does It Belong and Not Belong?
	General CLE	Breakout: Developments in Insurance Law: The Top 10 Things Every Litigator Must Now Know About Insurance
9:00 AM – 9:10 AM		Networking Break

SCHEDULE AT A GLANCE*

Time	CLE	Event Title
9:10 AM – 10:10 AM	General CLE	Breakout: Rising Litigation and Compliance Risks Facing Higher Education
	General CLE	Breakout: "Trumping" International Law? The Administration at the Half-Term
	Law Practice Management CLE	Breakout: Money, Money, Money: How to Control Litigation Budgets
	General CLE	Breakout: Rule Changes for Rule 30(b)(6) Depositions: How to Meet the New Requirements in a Post-Rule Change World
	Law Practice Management CLE	Breakout: Developing Our Next Generation of Litigators: Creating Opportunities for Courtroom Experience
	General CLE	Breakout: A Delicate Balance: Arbitrating Your Client's Complex Commercial Case Without Sacrificing Speed, Efficiency, and Cost Savings
10:10 AM – 10:25 AM		Networking Break
10:25 AM – 12:00 PM	General CLE	Plenary: Opening Statements in David vs. Goliath
12:15 PM – 1:45 PM		Networking Luncheon (<i>Ticketed: \$75</i>)
12:15 PM – 1:45 PM		Solo and Small Firm Awards Luncheon (<i>Ticketed: \$65</i>)
2:00 PM – 3:00 PM	Non-CLE	Breakout: Bridging the Gap Between Law School and Practice
	Ethics CLE	Breakout: Matchmaker, Matchmaker, Make Me a Match: Best Practices, Ethical Considerations, and Effective Use of Local Counsel
	General CLE	Breakout: Run from the Border? Recent Developments in Jurisdiction in Cross-Border Litigation
	General CLE	Breakout: GDPR: General Data Protection Regulation One Year Later
	General CLE	Breakout: "Stranger in a Strange Land": Cross-Cultural Issues in the Courts
	General CLE	Breakout: Mediation in Bankruptcy: Overview and Special Topics
3:00 PM – 3:15 PM		Networking Break
3:15 PM – 4:15 PM	General CLE	Breakout: Three's a Crowd: Appealing the Multi-Party Judgment
	General CLE	Breakout: Top Blunders to Avoid with Experts
	Non-CLE	Breakout: In-House Counsel: An Open Discussion of Best Practices and Career Paths
	General CLE	Breakout: Judge, What Do You Want to Hear? Presenting a Bench Trial
	General CLE	Breakout: A Global View of Litigation Finance: Domestic and International Perspectives from Practitioners, Funders, and the Bench
5:00 PM – 7:00 PM		Closing Night Dinner (<i>Ticketed: \$125</i>)

PROGRAMMING

WEDNESDAY, MAY 1

New Technology, New Liability: Product Liability Risks in the Digital Age 2:00 PM – 3:00 PM <i>Technology CLE</i>	This panel will explore evolving technologies and the product liability risks and litigation trends surrounding those technologies. Moderator: Tamar B. Kelber , Gass Weber Mullins LLC, Milwaukee, WI Speakers: Shayna E. Sacks , Napoli Shkolnik PLLC, New York, NY; Mark Swanson , Kinetic Metrics LLC, Alexandria, VA; Jacob Yormak , Story Ventures, New York, NY
Data Security Awareness in Action 2:00 PM – 3:00 PM <i>Technology CLE</i>	This is not your typical cybersecurity presentation. In this interactive session, the presenters will demonstrate actual hacks and techniques of hackers. The panelists will then engage the audience in a discussion on the legal ramifications of the security events demonstrated and how to prevent or mitigate the impacts. Moderator: Guillermo Christensen , Ice Miller LLP, Washington, D.C. Speakers: Michael DeNicola , Federal Bureau of Investigation, New York, NY; Leeza Garber , Capsicum Group LLC, New York, NY; Adrienne Valencia Garcia , IBM Corporation, Armonk, NY; Reginald M. Rasch , Rakuten USA Inc., New York, NY
Big Firm v. Small Firm No More: How Small Firms & Boutiques Are Effectively Litigating Against BigLaw 2:00 PM – 3:00 PM <i>General CLE</i>	Courtroom thrillers like <i>A Civil Action</i> and <i>The Rainmaker</i> paint long odds when smaller firms take on BigLaw in court. Litigators from small and boutique firms will address strategies (including use of technology) for leveling the playing field, and through which these firms are succeeding in litigation against their BigLaw counterparts. Moderator: John B. Mumford, Jr. , Hancock Daniel & Johnson PC, Richmond, VA Speakers: Carolynn Beck , Pierce Bainbridge Beck Price & Hecht LLP, Washington, D.C.; Peter Gronvall , Ankura Consulting Group LLC, Washington, D.C.; Timothy A. Litzenburg , Roundup Cancer Firm LLC, Richmond, VA
Navigating Multidistrict Litigation 2:00 PM – 3:00 PM <i>General CLE</i>	The MDL Act was passed in 1958. Now 50 years later, this panel will discuss the process to pursue consolidation of multidistrict litigation before a transferee judge, how transferee judges try to manage cases for pre-trial purposes, and a variety of commonly encountered issues and challenges faced by those confronted with modern multidistrict litigation. Moderator: Kent A. Lambert , Baker Donelson Bearman Caldwell & Berkowitz PC, New Orleans, LA Speakers: Hon. George B. Daniels , U.S. District Court for the Southern District of New York, New York, NY; Fred T. Isquith , Wolf Haldenstein Adler Freemont Herz LLP, New York, NY; Norman Jetmundsen , Vulcan Materials Company, Birmingham, AL; Hon. Sarah S. Vance , U.S. District Court for the Eastern District of Louisiana, New Orleans, LA; Stephen P. Younger , Patterson Belknap Webb & Tyler LLP, New York, NY

PROGRAMMING

<i>The Trial Lawyer's Guide to Success and Happiness II: Mindfulness and Wellness in Your Legal Career and Beyond</i> 2:00 PM – 3:00 PM <i>Wellness CLE</i>	This panel will preview a new version of <i>The Trial Lawyers' Guide to Success and Happiness</i> , and focus on mental and physical health and wellness by exploring mindfulness, spirituality, and interacting with nature and life beyond the law. Panelists will also present important tips for dealing successfully with the challenges and stresses arising from aggravated clients, counsel, and judges. Moderator: Lawrence D. Rosenberg , Jones Day, Washington, D.C. Speakers: David A. Soley , Bernstein Shur Sawyer & Nelson PA, Portland, ME; Deborah A. Topol , Georgetown University School of Medicine, Washington, D.C.; Hon. Tiffany M. Williams (Ret.) , New Jersey Civil Service Commission, Trenton, NJ
The Secret Is Out: Strategies for Protecting Trade Secrets 2:00 PM – 3:00 PM <i>General CLE</i>	Trade secret protection remains paramount for many companies. With the advent of the Defend Trade Secrets Act, counsel have more tools at their disposal. This panel will explore what companies can do to protect their trade secrets before, during, and after litigation, including discussion surrounding the DTSA. Moderator: Brian A. Berkley , Fox Rothschild LLP, Philadelphia, PA Speakers: Evan Davis , SugarHouse HSP Gaming LP, Philadelphia, PA; Jennifer B. Routh , McDermott Will & Emery, Washington, D.C.; Thomas A. Warnock , Corteva Agriscience, Agricultural Division of Dow Dupont, Wilmington, DE
Effective Legal Writing: Greater Clarity Taught with Hilarity 3:15 PM – 4:15 PM <i>Skills CLE</i>	This panel offers a concentrated study of the basic rules of English composition as they apply to legal writing. The goal is to achieve a style that is simple and understandable to those who read judicial documents. By improving your writing ability, you will enhance both your productivity and efficiency. You will also be able to share many of the concepts and techniques learned through the course with your colleagues. Any judge, judicial officer, law clerk, or court-affiliated staff person who writes briefs, opinions, findings of fact, conclusions of law, jury instructions, or correspondence can benefit from this presentation. Speaker: Ron Hofer , National Judicial College, Brookfield, WI
Implications of Sharing the Attorney-Client Privilege: When and How It Should Be Done 3:15 PM – 4:15 PM <i>Ethics CLE</i>	A number of cases have addressed the common interest doctrine as it applies to attorney-client privilege. A panel of judges and litigators will discuss the scope of the doctrine, jurisdictional variations, and the ethical issues that arise when a lawyer represents multiple clients in litigation matters and transactional matters. Moderator: Landis C. Best , Cahill Gordon & Reindel LLP, New York, NY Speakers: Hon. Jacqueline Becerra , U.S. District Court for the Southern District of Florida, Miami, FL; Hon. Loretta A. Preska , U.S. District Court for the Southern District of New York, New York, NY; Yolanda P. Strader , Carlton Fields Jordan Burt PA, Miami, FL

PROGRAMMING

WEDNESDAY, MAY 1 *(Continued)*

Copycats from the Catwalk: Protection and Enforcement in Luxury and Fashion

Copying is rampant in fashion and luxury goods, but it is often not covered by intellectual property law. We will review real-world examples in our game of “Infringing or Not?” while our “runway models” of intellectual property demonstrate side-by-side views of genuine product and knock-offs.

3:15 PM – 4:15 PM

General CLE

Moderator: **Mary Margaret O'Donnell**, Blue Filament Law PLLC, Birmingham, MI

Speakers: **Melissa P. Bernier**, Bernier Legal LLC, New York, NY; **Tiffany Johnson**, The Estee Lauder Companies Inc., New York, NY; **Julie Zerbo**, The Fashion Law, New York, NY

New Frontiers in Antitrust

Although the statutory language of the antitrust laws has been largely stable for decades, the field continues to grow and change in important ways. In this event, a panel of practitioners will discuss some of the most significant recent developments in antitrust law and consider how these changes impact the work of lawyers practicing in other areas. These developments include the expansion of antitrust litigation involving employee hiring practices, recent antitrust claims arising from the settlement of non-antitrust litigation, and the potential impact of the *Apple v. Pepper* case, which is currently pending before the United States Supreme Court.

3:15 PM – 4:15 PM

General CLE

Moderator: **Kyle W. Mach**, Munger Tolles & Olson LLP, San Francisco, CA

Speakers: **Erik Koons**, Baker Botts LLP, Washington, D.C.; **Hollis Salzman**, Robins Kaplan LLP, New York, NY; **Steve Vieux**, Shook Hardy & Bacon LLP, San Francisco, CA

From Broadway to the Courtroom: A Mock Oral Argument Showcasing Alexander Hamilton, the Lawyer

These days, Hamilton's name is synonymous with Broadway hit. But it should also be synonymous with an exceptional oralist. In this program, attendees will see a reenactment of Hamilton's argument in *People v. Croswell*, a case that forced the highest court in New York to decide whether truth is a defense to libel. Attendees will then participate in a discussion of the case's importance to First Amendment law, including analysis of the case by a leading First Amendment practitioner.

3:15 PM – 4:15 PM

General CLE

Moderator: **Alex Abdo**, Knight First Amendment Institute, New York, NY

Speakers: **Ishan K. Bhabha**, Jenner & Block LLP, Washington, D.C.;

Hon. Joseph A. Greenway, U.S. Court of Appeals for the Third Circuit, Newark, NJ; **Hon. Therese M. Stewart**, California First District Court of Appeals, San Francisco, CA

Opening Statement: Go Wisely and Slowly. Those Who Rush, Stumble and Fall

Learn how to prepare an opening statement. In this program, counsel will present a brief opening for the plaintiff and one for the defendant. Afterwards, the panel will examine the themes presented along with reviewing what worked and what did not. This program is for the seasoned trial attorney as well as the occasional trial attorney.

3:15 PM – 4:15 PM

Skills CLE

Moderator: **Marissa Beyers**, Trial Behavior Consulting, San Francisco, CA

Speakers: **Mollie F. Benedict**, Tucker Ellis LLP, Los Angeles, CA;

Hon. Barbara M.G. Lynn, U.S. District Court for the Northern District of Texas, Dallas, TX; **Patrick B. Moore**, Weinberg Wheeler Hudgins Gunn & Dial LLC, Atlanta, GA

PROGRAMMING

The Media in the Crosshairs: The Vital First Amendment Values at Stake

4:30 PM – 6:00 PM

General CLE

The First Amendment is facing unprecedented challenges. This panel of superstar experts will examine the state of press freedom in our nation today, providing insights into such topics as the causes of press unpopularity, the “fake news” phenomenon, the polarization of news reporting, assaults on the institution of the press, and the prognosis for the future.

Moderator: **R. Bruce Rich**, Weil Gotshal & Manges LLP, New York, NY

Speakers: **Sunny Hostin**, ABC News, *The View*, New York, NY;

David E. McCraw, *The New York Times*, New York, NY; **David Remnick**, *The New Yorker*, New York, NY; **Nadine Strossen**, New York Law School, New York, NY

THURSDAY, MAY 2

Whither the 10th Amendment? State Attorneys General, Federalism, and Litigation

8:15 AM – 9:45 AM

General CLE

Issues of federalism are as old as the Constitution. Yet, important recent cases have raised the profile of State Attorneys General, the chief lawyers for their states and the citizens thereof. Whether the cases involve immigration, healthcare, implementation or disregard of federal mandates, litigation initiated by Attorneys General has grown in the past decade in response to initiatives from administrations in Washington from both parties. State AGs on both sides of the aisle have played a major role in federalism-styled litigation during the Trump and Obama administrations. Hear from those in the trenches in state AG offices (both AGs and solicitors) who will share their views as to why they bring (or defend against) these cases and as to how these cases fit into historical context. After listening to this balanced presentation, decide for yourself whether these cases are purely about politics or about the Rule of Law. (Or maybe it's really some of both!)

Moderator: **Ellen F. Rosenblum**, Attorney General for the State of Oregon, Salem, OR

Speakers: **Jeff Landry**, Attorney General for the State of Louisiana, Baton Rouge, LA; **Karl A. Racine**, Attorney General for the District of Columbia, Washington, D.C.; **Daniel B. Rodriguez**, Northwestern Pritzker School of Law, Chicago, IL; **Misha Tseytlin**, Former Wisconsin Solicitor General, Troutman Sanders LLP, Chicago, IL

The Internet of (Hackable) Things (IoT): Liability and Insurance for Smart Technology

10:00 AM – 11:00 AM

Technology CLE

We have smart homes, smart cities, smart factories, and even smart refrigerators. But what happens when our connected devices are compromised? Who pays when a smart car causes an accident? What happens if a smart powerplant is hacked? This panel discusses liability and insurance for the IoT and smart technology.

Moderator: **Geoffrey J. Miller**, Saxe Doernberger & Vita PC, Trumbull, CT

Speakers: **John G. Buchanan III**, Covington & Burling LLP, Washington, D.C.; **Lucy L. Thomson**, Livingston PLLC, Washington, D.C.; **Darryl M. Woo**, Goodwin Procter LLP, San Francisco, CA

PROGRAMMING

THURSDAY, MAY 2 (Continued)

Considering Gender Issues in Jury Trials
10:00 AM – 11:00 AM
Elimination of Bias CLE

How does the gender of trial lawyers and witnesses influence juror perceptions? The panel will discuss the latest research on gender bias, how gender plays out in the courtroom and the jury room, as well as practical offensive and defensive tips for handling a variety of situations. Panelists will also discuss the intersection between gender and race and sexual orientation and how that influences perceptions.

Moderator: Hailyn J. Chen, Munger Tolles & Olson LLP, Los Angeles, CA
Speakers: Cristina C. Arguedas, Arguedas Cassman & Headley LLP, San Francisco, CA; C.K. "Pete" Rowland, Litigation Insights, Kansas City, MO

Big Firm Discovery on a Small Firm Budget
10:00 AM – 11:00 AM
General CLE

Experienced litigators from both small and large firms will discuss how smaller firms can produce and digest the ever-increasing amount of e-discovery within a limited budget.

Moderator: Farrah Champagne, Women's Law Center of Maryland, Baltimore, MD
Speakers: Jeffrey D. Gardner, Jennings Strouss & Salmon PLC, Phoenix, AZ; Patricia L. McCabe, Law Offices of Patricia L. McCabe, Van Nuys, CA; Alan O. Olson, Olson Law Office PC, Des Moines, IA; David Seserman, Seserman Law LLC, Denver, CO

The ABA Model Rules on Advertising: They May Apply to You!
10:00 AM – 11:00 AM
Ethics CLE

In August 2018, the ABA updated the Model Rules of Professional Conduct to address changes in marketing technologies and realities of law firm advertising. States are adopting these amendments. Know the Rules including whether you can take clients golfing to thank them for a referral and what information must be included in your online profiles (such as the firm website and LinkedIn).

Moderator: Michael J. Bentley, Bradley Arant Boult Cummings LLP, Jackson, MS
Speakers: Kathleen B. Havener, The Cullen Law Firm PLLC, Washington, D.C.; Tyler Maulsby, Frankfurt Kurnit Klein & Selz PC, New York, NY; Lynda C. Shely, The Shely Firm PC, Scottsdale, AZ

Recent Trends in Securities Litigation
10:00 AM – 11:00 AM
General CLE

This panel consists of a discussion of emerging issues in securities litigation, including arbitration clauses, post-*Trulia* merger objection cases in federal courts, impact of *Cyan* on Section 11 claims, checking in on *Halliburton II* and challenging fraud-on-the-market at class certification, trends in opt-out cases, and growth in cases against foreign issuers.

Moderator: Danielle S. Myers, Robbins Geller Rudman & Dowd LLP, San Diego, CA
Speakers: Lucy P. Allen, NERA Economic Consulting, New York, NY; John D. Montgomery, Ankura Consulting Group LLC, New York, NY; Peter Safirstein, Safirstein Metcalf LLP, New York, NY; Howard S. Suskin, Jenner & Block LLP, Chicago, IL

PROGRAMMING

Strategic Alliances: An Alternative Approach to Achieving Diversity & Inclusion
10:00 AM – 11:00 AM
Elimination of Bias CLE

When we speak of diversity and inclusion, we are often speaking about efforts to increase staff and employees to make companies more diverse. However, D&I is much broader than that. This program will explore a women-led strategic alliance between a large majority-owned firm and a small minority-owned firm.

Moderator: Cedric Ashley, Ashley Law Firm, Princeton, NJ
Speakers: Renee L. Davis, Porzio Bromberg Newman LLP, Morristown, NJ; Lisa D. Love, Love and Long LLP, Newark, NJ; Mario A. Sullivan, Johnson and Sullivan Ltd., Chicago, IL

How Do Small Firms and Solo Practitioners Navigate the Class Action Arena?
11:15 AM – 12:15 PM
General CLE

How do small firms and solo practitioners participate in complex class actions on either side? This is a high-risk menu for plaintiff and defense lawyers because they must have a relationship with leadership. Plaintiff lawyers must finance their portion of the case and the case must succeed in order to get paid. This panel will discuss how leadership is assigned, how work is distributed, how predictable the outcome is, and the overall challenges.

Moderator: Louis F. Burke, Louis F. Burke PC, New York, NY
Speakers: Emily A. Ambrose, Blackwell Burke PA, Minneapolis, MN; Roberta D. Liebenberg, Fine Kaplan and Black RPC, Philadelphia, PA; Andrew J. McGuinness, Andrew J. McGuinness Esq., Ann Arbor, MI

New Kids on the Blockchain: How and When Will Law Firms Embrace Crypto-Currencies and Distributed Ledger Technology?
11:15 AM – 12:15 PM
General CLE

Distributed ledger technologies that make crypto-currencies possible may have a far greater impact on law and business than the currencies themselves. A distinguished panel of practitioners, academics, and business leaders will discuss the future of this technology in litigation, real estate and commercial transactions, law firm management, and other areas.

Moderator: Marcus Chatterton, Balch & Bingham LLP, Birmingham, AL
Speakers: Rika Khurdayan, Dilendorf Khurdayan PLLC, New York, NY; Aaron Wright, Benjamin N. Cardozo School of Law, New York, NY

The Nexus of Leadership and Professional Responsibility
11:15 AM – 12:15 PM
Ethics CLE

Army attorneys and paralegals are stationed worldwide, often in remote and/or austere locations, working in complex and uniquely challenging environments. This panel will discuss these challenges and share insights into the leadership skills used to ensure the provision of principled counsel in all circumstances. The panel will further discuss how these skills are informed by the ABA Model Rules, as implemented by Army Regulation 27-26, Rules of Professional Conduct for Lawyers, most notably Rules 1.6, 2.1, and 5.1-5.4. Law firms and in-house counsel can leverage these leadership skills to build and maintain the most effective legal teams.

Moderator: R. Patrick Huston, U.S. Army JAG Corps, Charlottesville, VA
Speakers: Hon. Paulette V. Burton, U.S. Army Court of Criminal Appeals, Fort Belvoir, VA; Dee Drummond, MarketSource Inc., Baltimore, MA; Tania M. Martin, U.S. Army JAG Corps, Arlington, VA; Michael C. Wong, U.S. Army Futures Command, Austin, TX

PROGRAMMING

THURSDAY, MAY 2 (Continued)

Winning Commercial Cases at Trial: The Keys to Success

11:15 AM – 12:15 PM

General CLE

This program provides strategies and practical advice to help attorneys succeed in commercial trials. Topics will include jury selection, motions in limine, opening statements, direct examination, cross examination, evidence, expert witnesses, summations, trial and post-trial motions, damages, appeals, and settlement techniques.

Moderator: **Robert L. Haig**, Kelley Drye & Warren LLP, New York, NY
Speakers: **Roberta A. Kaplan**, Kaplan Hecker & Fink LLP, New York, NY; **Hon. William F. Kuntz**, U.S. District Court for the Eastern District of New York, Brooklyn, NY; **Gary P. Naftalis**, Kramer Levin Naftalis & Frankel LLP, New York, NY; **Karen A. Popp**, Sidley Austin LLP, Washington, D.C.; **Stephen D. Susman**, Susman Godfrey LLP, Houston, TX; **Theodore V. Wells, Jr.**, Paul Weiss Rifkind Wharton & Garrison LLP, New York, NY

You're Under Investigation: Expectations and Preparation Tips for a Government Investigation

11:15 AM – 12:15 PM

General CLE

This program will examine the key decisions that are needed after learning that your company is under a government investigation, including assembling an effective internal team, whether to engage outside counsel, communications with other professionals such as forensic consultants, whether to conduct a parallel internal investigation, recusal issues within the GC office, exposure of individuals within senior management, hiring separate counsel for witnesses, decisions about whether to terminate employees, public relations and press concerns, and other major issues.

Moderator: **Hon. Sunil R. Harjani**, U.S. District Court for the Northern District of Illinois, Chicago, IL
Speakers: **Sachin Bansal**, The Royal Bank of Canada, New York, NY; **Neel Chopra**, U.S. Commodity Futures Trading Commission, Chicago, IL; **Katya Jestin**, Jenner & Block LLP, New York, NY; **Stephanie Schuler**, JPMorgan Chase & Co., New York, NY

What's Hot in Financial Technology: Latest and Greatest Developments and Fintech Trends

11:15 AM – 12:15 PM

Technology CLE

Litigation is coming. Financial technology (Fintech) products and services offer consumers numerous benefits including lower costs and instant access, but are not without disruption and risk. Fintech also raises privacy and data collection issues, and the potential for litigation including private rights of action. This panel will discuss key – and sometimes confusing – Fintech trends, gaps under complex and fragmented regulatory and disclosure rules, and the associated compliance, operational, and litigation risks as the law lags behind innovation.

Moderator: **Michael J. Breslin**, Kilpatrick Townsend & Stockton LLP, Atlanta, GA
Speakers: **Ingrid Busson-Hall**, PayPal Inc., New York, NY; **Erin J. Illman**, Bradley Arant Boult Cummings LLP, Charlotte, NC; **Michael H. Krimminger**, Cleary Gottlieb Steen & Hamilton LLP, Washington, D.C.

PROGRAMMING

Technology Assisted Review in Investigations, Examinations, and Legal Assessments

2:00 PM – 3:00 PM

General CLE

Using Technology Assisted Review (TAR) in litigation to expedite the discovery process has become increasingly more common. TAR can also be used in many other analytical workflows where the main goal is to locate key documents in the early stages of a legal matter. Internal investigations, regulatory investigations, and litigation assessments can greatly benefit by implementing TAR as a tool. This panel will discuss data analytics tools and the application of those technologies to various types of legal inquiries.

Moderator: **Danielle M. Panetta**, Goodwin Procter LLP, Boston, MA
Speakers: **B. Justin Goggins**, Bank of America, Concord, NC; **Nathaniel Huber-Fliffet**, Ankura Consulting Group LLC, New York, NY; **John B. Koss**, Mintz Levin Cohn Ferris Glovsky and Popeo PC, Boston, MA

Let's Talk M&Ms: Mindfulness and Money

2:00 PM – 3:00 PM

Wellness CLE

In this course, lawyers will explore how incremental practices of mindfulness support the ABA Model Rules of Professional Conduct as they relate to a lawyer's duty to competency, marketing, and maintaining the integrity of the legal profession. Interactive exercises will demonstrate the process and leave audience members excited and energized about the importance of mindfulness and its effect on their money. Panelists will discuss how decreased stress and enhanced mental health and functioning will follow from lawyers building mindfulness practices into their schedule each day. The panelists will describe how mindfulness will create a growth mindset to increase revenues and maintain integrity.

Speakers: **Kelly J. Adams**, Alpha Omega Law Office LLC, Chadds Ford, PA; **Melanie Bragg**, Bragg Law PC, Houston, TX; **Katy Goshtasbi**, Puris Consulting, San Diego, CA

Seeing Is Believing! Effective Use of Demonstrative Evidence in the Digital Age

2:00 PM – 3:00 PM

General CLE

This panel will showcase the advances in technology concerning demonstrative evidence and will provide guidance for presenting such evidence in a simple yet entertaining and interesting manner. This program will include examples of modern demonstrative presentations in commercial, construction, and aviation litigation and will address different strategies for use at trial, arbitration, and mediation.

Moderator: **Matthew A. Moeller**, The Moeller Firm LLC, New Orleans, LA
Speakers: **Karen M. Goodman**, Goodman & Associates, Sacramento, CA; **Andrew J. Maloney III**, Kreindler & Kreindler LLP, New York, NY; **Anthony Valerio**, Magna Legal Services, New York, NY

Mastering Mass Tort Settlements

2:00 PM – 3:00 PM

General CLE

This program will explore best practices in the settlement of high-stakes mass torts. Our expert panel of distinguished judges, attorneys, and academics will discuss successful strategies, innovative solutions, and lessons learned, based on decades of experience resolving some of the most complicated mass torts cases arising in the U.S. judicial system.

Moderator: **J. Stephen Bennett**, Faegre Baker Daniels LLP, Fort Wayne, IN
Speakers: **Chip A. Gaudreau III**, Greenberg Traurig LLP, New York, NY; **Troy McKenzie**, New York University School of Law, New York, NY; **Ellen Relkin**, Weitz & Luxenberg PC, New York, NY; **Hon. Diane M. Welsh (Ret.)**, JAMS, Philadelphia, PA

PROGRAMMING

PROGRAMMING

THURSDAY, MAY 2 (Continued)

Y Is the New 40: What the Aging Workforce Means for the Future of Work

2:00 PM – 3:00 PM

General CLE

Generation Y is turning 40, the Age Discrimination in Employment Act (ADEA) turned 50, and the Bureau of Labor Statistics projects that by 2024, aging workers will make up nearly 25% of the labor force. Americans are living longer and working longer, resulting in an unprecedented transformation of the workplace. In addition, “older” workers are embracing the gig economy. This panel will discuss these workforce transformations, the resulting legal and litigation issues for employers, and how firms can help their clients take advantage and manage shifts in their labor pools.

Moderator: **Nikki Odom Dibley**, 3M Company, St. Paul, MN

Speakers: **Kimberly F. Seten**, Constangy Brooks Smith & Prophete LLP, Kansas City, MO; **Kara Wilson**, Instacart, San Francisco, CA

Balancing a Lawyer’s Cry for Help from Dependency or Depression with Ethical Obligations of Competence and Reporting

2:00 PM – 3:00 PM

Substance Use Disorder Prevention CLE

Recent studies sponsored by the ABA and the Hazelden/Betty Ford Foundation found that lawyers have a higher frequency of depression, anxiety, alcoholism, and addiction than other professionals. How does one seek help when faced with ethical duties of competence, diligence, and reporting? This panel will explore a path forward.

Moderator: **Richard M. Gaal**, McDowell Knight Roedder & Sledge LLC, Mobile, AL

Speakers: **Joseph Milowic III**, Quinn Emanuel Urquhart & Sullivan LLP, New York, NY; **LaKeisha R. Randall**, Bendin Sumrall & Ladner LLC, Atlanta, GA; **Diana Uchiyama**, Illinois Lawyer Assistance Program, Chicago, IL

What Persuades Judges and Juries and What Doesn’t

4:00 PM – 5:00 PM

General CLE

This panel of federal and state trial judges will focus on advocacy techniques. They will discuss the differing techniques that are persuasive, and the ones that are not, when addressing judges and juries in civil and criminal proceedings. Among other things, the panel will discuss what to do and not do when arguing motions before the court, as well as advocacy dos and don’ts in trial from voir dire through closing argument.

Moderator: **Charles Noteboom**, Noteboom - The Law Firm, Hurst, TX

Speakers: **Hon. Efrain Alvarado**, Bronx Supreme Court, Bronx, NY; **Hon. Victor A. Bolden**, U.S. District Court for the District of Connecticut, Bridgeport, CT; **Hon. J. Michelle Childs**, U.S. District Court for the District of South Carolina, Columbia, SC; **Hon. Melody Wilkinson**, 17th Judicial District Court at Tarrant County, Fort Worth, TX

Women Throwing Shade: How It Was, How It Is, and Winning in Spite of It

4:00 PM – 5:00 PM

Elimination of Bias CLE

This program will involve historical reflection combined with practical advice from prominent successful attorneys who have been there and dealt with bias. Attendees will learn how to deal with explicit/implicit biases and win in spite of them.

Moderator: **Kathryn A. Belfance**, Roderick Linton Belfance LLP, Akron, OH
Speakers: **Vanessa Blanchfield**, Wells Fargo & Company, Des Moines, IA; **Kathleen Hopkins**, Real Property Law Group PLLC, Seattle, WA; **Heather White**, TIAA, Charlotte, NC

You Can Check Out Anytime You Like, But You Can Never Leave: Are Class Actions Impossible To Settle Now?

4:00 PM – 5:00 PM

General CLE

Class actions face challenges on many fronts—changes to Rule 23, challenges to cy pres, increased notice requirements, “professional objectors,” concerns about intra-class conflicts, and more exacting standards for review of settlements. Have class actions become too difficult to bring—and settle?

Moderator: **Hon. Jon S. Tigar**, U.S. District Court for the Northern District of California, San Francisco, CA

Speakers: **Theodore H. “Ted” Frank**, Competitive Enterprise Institute, Washington, D.C.; **Jocelyn D. Larkin**, Impact Fund, Berkeley, CA; **Bobbie Wilson**, Perkins Coie LLP, San Francisco, CA

Spoiling for a Fight: Preventing, Spotting, and Addressing ESI Destruction

4:00 PM – 5:00 PM

General CLE

With a mouse click, a determined tech-savvy litigant can obliterate electronically stored information (ESI) with wiping programs or other tactics. The sheer volume and cost of processing ESI makes it difficult for counsel to detect the withholding, alteration, or destruction of ESI. Effective defense to spoliation begins with informed counsel. Artificial intelligence can help.

Moderator: **Mitzi T. Shannon**, Kemp Smith LLP, El Paso, TX

Speakers: **Amy DeCesare**, Allied World Assurance Company, Farmington, CT; **David A. Greetham**, RICOH USA, Houston, TX; **David J. Shuster**, Kramon & Graham PA, Baltimore, MD; **Richard A. Simpson**, Wiley Rein LLP, Washington, D.C.

What’s Hot in M&A Today? The Latest Developments and Trends in Merger and Acquisition Litigation

4:00 PM – 5:00 PM

General CLE

Join nationally prominent litigators from both sides of the “v,” an insurance coverage specialist, and a member of the Delaware Court of Chancery for a roundtable discussion of hot topics in the field of merger and acquisition litigation.

Moderator: **Raymond J. DiCamillo**, Richards Layton & Finger PA, Wilmington, DE

Speakers: **Mark Lebovitch**, Bernstein Litowitz Berger & Grossmann LLP, New York, NY; **Hon. Kathleen S. McCormick**, Delaware Court of Chancery, Georgetown, DE; **Maeve O’Connor**, Debevoise & Plimpton LLP, New York, NY; **Koorosh Talieh**, Perkins Coie LLP, Washington, D.C.

Ethical Considerations in Dealing with Clients and Colleagues Battling Opioid Use

4:00 PM – 5:00 PM

Ethics CLE

Prepare to handle a client or colleague with substance use disorder ethically. For clients, this may trigger ethics rules surrounding diminished capacity, confidentiality, or conflicts of interest while for a colleague there may be a duty to report, competency issues, or client abandonment.

Moderator: **John Hardin Young**, Sandler Reiff Lamb Rosenstein & Birkenstock PC, Washington, D.C.

Speakers: **Kelly K. Dineen**, Creighton University School of Law, Omaha, NE; **Myles V. Lynk**, Arizona State University Sandra Day O’Connor College of Law, Phoenix, AZ; **Tish Vincent**, The State Bar of Michigan, East Lansing, MI

PROGRAMMING

FRIDAY, MAY 3

The Power of
Partnering: The
Case for Counsel
Collaboration

8:00 AM – 9:00 AM

General CLE

This presentation discusses teaming outside counsel to work jointly with in-house legal departments and how this can increase diversity in counsel teams. It also explores the new trends of forming counsel teams with lawyers from different firms and teaming small or solo practitioners with other law firms to handle a specific matter.

Speakers: **Debra T. Baker**, Baker Wotring LLP, Houston, TX; **Ronald R. Curtis, Jr.**, Exxon Mobil Environmental Services Company, Spring, TX; **Theos McKinney**, Exelon Corporation, Philadelphia, PA; **Gregory L. Phillips**, Phillips Kaiser PLLC, Houston, TX

International Discovery:
Gathering Evidence
from Around the Globe

8:00 AM – 9:00 AM

General CLE

The panel provides an interactive example of how U.S. attorneys can obtain evidence from foreign jurisdictions. Based on a factual scenario, this presentation follows a U.S. attorney's journey through the twists and turns typical in the quest for discovery across the international stage, including Mexico, Canada, the United Kingdom, and China.

Moderator: **Jorge A. Mestre**, Mestre Rivera LLP, Miami, FL
Speakers: **Gavin Foggo**, Fox Williams LLP, London, UK; **Brett G. Harrison**, McMillan LLP, Toronto, ON; **José Antonio Rodríguez Márquez**, Bufete Rodríguez Márquez SC, Mexico City, MX; **Meg Utterback**, King & Wood Mallesons, Shanghai, China

Breaking Through
Barriers: Lawyering
with a Disability

8:00 AM – 9:00 AM

Elimination of Bias CLE

Although diversity within the law is front and center these days, disability diversity among lawyers is often overlooked. In this program, attendees will hear personal anecdotes from lawyers who have disabilities about how they navigate the courtroom, the office, and beyond.

Speakers: **Margaret Cimino**, Societe Generale Corporate and Investment Banking, New York, NY; **Yusef Dale**, U.S. Attorney's Office for the Northern District of Illinois, Chicago, IL; **Howard A. Rosenblum**, National Association of the Deaf, Washington, D.C.

Effective Storytelling
Through Data
Visualizations: How to
Tell a Persuasive Story
Through Data Graphics

8:00 AM – 9:00 AM

General CLE

Everyone wants to be able to tell a story, and persuasive storytelling is an important part of an attorney's role. This program is designed to teach litigators and in-house counsel proper data visualization techniques to tell a more powerful story. The program will cover the four O's (Observable, Original, Objective, and Open) of great graphics and how litigators and in-house counsel can portray a better story using data visualizations. Specifically, the program will cover 1) how to use facts and information in pictorial form; 2) Useful graphic techniques for trial exhibits or presentations; and 3) Good and bad data visualization methods, pitfalls, and other considerations when creating or analyzing a graph.

Speakers: **Matthew R. DalSanto**, Winston & Strawn LLP, Chicago, IL; **Kristen Fournier**, Orrick Herrington & Sutcliffe LLP, New York, NY; **Jeremy Guinta**, Ankura Consulting Group LLC, Los Angeles, CA

PROGRAMMING

Arbitration: Where
Does It Belong and Not
Belong?

8:00 AM – 9:00 AM

General CLE

Arbitration has been the subject of numerous recent U.S. Supreme Court decisions that generally have supported its use in a wide variety of areas. As the use of arbitration has grown, there has been a counter-movement to prevent what has been termed "forced arbitration" from stifling class actions and preventing lawsuits by consumers, employees, customers of securities brokers, and victims of discrimination. This program will explore the law as it stands and discuss the practical and policy issues on both sides of these sometimes divisive issues.

Moderator: **Mitchell L. Marinello**, Novack and Macey LLP, Chicago, IL
Speakers: **F. Paul Bland, Jr.**, Public Justice, Washington, D.C.; **Thomas E. Carbonneau**, Penn State Law, University Park, PA; **Henry C. "Hank" Johnson, Jr.**, U.S. House of Representatives, 4th Congressional District of Georgia, Atlanta, GA; **Debbie Masucci**, Masucci Dispute Management and Resolution Services, New York, NY

Developments in
Insurance Law: The
Top 10 Things Every
Litigator Must Now
Know About Insurance

8:00 AM – 9:00 AM

General CLE

Whether you represent the plaintiff or defendant, every lawyer must have a basic understanding of insurance to adequately represent the client. Insurance is often a game changer. It can provide the path to a meaningful recovery or serve as an important safety net. Insurance is important because "Somebody Else Pays!"

Moderator: **Ernest Martin, Jr.**, Haynes and Boone LLP, Dallas, TX
Speakers: **Mary E. Borja**, Wiley Rein LLP, New York, NY; **Hon. Arnold L. Natali**, Superior Court of New Jersey, Appellate Division, Jersey City, NJ

Rising Litigation
and Compliance
Risks Facing Higher
Education

9:10 AM – 10:10 AM

General CLE

This program will explore increasing complexities facing universities as they try to identify and address existential risks before they result in multifaceted litigation, enforcement actions, and reputational risks. The panel will delve into the growing risks that face universities from international research activities, NCAA regulations, and the #MeToo movement, among other topics. Panelists will explore how universities—and in particular their legal and compliance personnel—face unique challenges in identifying and mitigating these risks because of autonomy-afforded professors, more decentralized departments, and incentive structures that differ from typical corporate organizations.

Moderator: **Erin R. Schrantz**, Jenner & Block LLP, Chicago, IL
Speakers: **Donna P. Fenn**, Columbia University, New York, NY; **Priya J. Harjani**, Northwestern University, Evanston, IL; **Sankar Suryanarayan**, Princeton University, Princeton, NJ

"Trumping"
International Law? The
Administration at The
Half-Term

9:10 AM – 10:10 AM

General CLE

Just past the halfway mark, how has the Trump administration done on immigration? UN relations? International trade? International criminal law? The law of war and the military? Nuclear security? Press freedoms? International environmental affairs? Women's and minority rights? What are the implications for the U.S.'s standing in the world?

Moderator: **Hon. Delissa A. Ridgway**, U.S. Court of International Trade, New York, NY
Speakers: **Catherine Amirfar**, Former Counselor on International Law to Legal Adviser, U.S. Department of State (2014-2016), Debevoise & Plimpton LLP, New York, NY; **John B. Bellinger III**, Former Legal Adviser, U.S. Department of State (2005-2009), Arnold & Porter LLP, Washington, D.C.

PROGRAMMING

FRIDAY, MAY 3 (Continued)

Money, Money,
Money: How to Control
Litigation Budgets

9:10 AM – 10:10 AM

*Law Practice
Management CLE*

In-house counsel are judged on budgets. But, when done right, a budget can be the most effective communication tool with your internal client. This panel will discuss best practices for controlling a litigation budget and how you can use it to your advantage with your internal client.

Moderator: Daniel A. Schnapp, Fox Rothschild LLP, New York, NY
Speakers: Damien Atkins, The Hershey Company, Harrisburg, PA;
Merrick L. Gross, Carlton Fields Jordan Burt PA, Miami, FL; **Rose Stella**, SANDOW and Material Bank, Denver, CO

Rule Changes for Rule
30(b)(6) Depositions:
How to Meet the New
Requirements in a Post-
Rule Change World

9:10 AM – 10:10 AM

General CLE

Few Rules cause more controversy and confusion than 30(b)(6), governing depositions of businesses. At the Section's request, the Advisory Committee on Civil Rules undertook to review the Rule and has made revisions. Hear from judges and practitioners on how the Rule will change/what practitioners need to know, including how many topics you can select, how many witnesses will be produced (and for how long), what objections can be made and when, how binding witness testimony is, and what to do with inadequately prepared witnesses.

Moderator: Jeffrey J. Greenbaum, Sills Cummis & Gross PC, Newark, NJ
Speakers: Jennifer B. Bechet, Walmart Inc., Bentonville, AR; **Gregory R. Hanthorn**, Jones Day, Atlanta, GA; **Rebecca Santoro Melley**, Hangley Aronchick Segal Pudlin & Schiller, Philadelphia, PA; **Hon. Leda Dunn Wettre**, U.S. District Court for the District of New Jersey, Newark, NJ

Developing Our
Next Generation of
Litigators: Creating
Opportunities for
Courtroom Experience

9:10 AM – 10:10 AM

*Law Practice
Management CLE*

Oral advocacy opportunities for young litigators have become more scarce, especially in high-exposure, bet-the-company lawsuits. What can law firms, corporate counsel, and courts do to ensure that young litigators get oral advocacy opportunities? Panelists will discuss best practices and new innovations in developing the next generation of litigators, as well as the unique challenges faced by young women and minority litigators.

Moderator: Alex Chan, Tensegrity Law Group LLP, Redwood Shores, CA
Speakers: Lindsay D. Breedlove, Pepper Hamilton LLP, Philadelphia, PA;
Hon. Abbe F. Fletman, Philadelphia Court of Common Pleas, Philadelphia, PA;
Hon. Gene E.K. Pratter, U.S. District Court for the Eastern District of Pennsylvania, Philadelphia, PA; **Catherine M. Recker**, Welsh & Recker PC, Philadelphia, PA

A Delicate Balance:
Arbitrating Your Client's
Complex Commercial
Case Without
Sacrificing Speed,
Efficiency and Cost
Savings

9:10 AM – 10:10 AM

General CLE

Commercial arbitrations often involve complex disputes with multiple parties, issues, and procedural problems. If not well-managed, the hearings become too lengthy, reducing the ability of counsel and the panel to move with alacrity and cost-effectiveness. Using videos and a hypothetical construction case as an example, three commercial practitioners/arbitrators with extensive experience presenting and arbitrating complex disputes will discuss the newest and best practices that will help small and big firm advocates get their clients' disputes resolved in a fair manner without sacrificing content, speed, or cost.

Speakers: Neal M. Eiseman, Goetz Fitzpatrick LLP, New York, NY;
Herbert H. "Hal" Gray III, Ragsdale Beals Seigler Patterson & Gray LLP, Atlanta, GA; **Judith B. Ittig**, Ittig & Ittig PC, Washington, D.C.

PROGRAMMING

Opening Statements in
David vs. Goliath

10:25 AM – 12:00 PM

General CLE

Bridging the Gap
Between Law School
and Practice

2:00 PM – 3:00 PM

Non-CLE

David's victory over Goliath was assured by an extraordinary opening salvo. Come learn from nationally-recognized and sought-after trial attorneys as they showcase their talents by presenting mock opening statements to insightful and respected jurists and a seasoned jury consultant.

Most lawyers graduate from law school realizing they still have much to learn about the nuts and bolts of practice. This interactive fireside chat will address some of the gaps between law school and practice, and how associates can successfully navigate the early years of the profession.

Moderator: Demetrius Pyburn, Haynsworth Sinkler Boyd, Greenville, SC
Speakers: Andrew D. Atkins, McGuireWoods LLP, Charlotte, NC;
Michelle M. Burke, Porzio Bromberg & Newman PC, Morristown, NJ;
Koji Fukumura, Cooley LLP, San Diego, CA; **Jamie L. Lanphear**, Dykema Gossett PLLC, Washington, D.C.

Matchmaker,
Matchmaker, Make
Me a Match: Best
Practices, Ethical
Considerations, and
Effective Use of Local
Counsel

2:00 PM – 3:00 PM

Ethics CLE

Run from the Border?
Recent Developments
in Jurisdiction in
Cross-Border Litigation

2:00 PM – 3:00 PM

General CLE

Wherever your client needs representation in an unfamiliar court, local counsel arrangements can provide important assistance and insights, but not without some risks. This program will identify ethical pitfalls and tips to avoid them and highlight best practices for selecting, retaining, and effectively using local counsel.

Speakers: Elise Greenspan, AECOM, Charleston, SC; **Steven S. Kaufman**, Kaufman & Company LLC, Cleveland, OH; **Ellen Yaroshesky**, Monroe H. Friedman Institute for the Study of Ethics, Hofstra University, Hempstead, NY

GDPR: General Data
Protection Regulation
One Year Later

2:00 PM – 3:00 PM

General CLE

This panel will explain recent decisions in the U.S. and Canada in cross-border litigation, class actions, and mass tort cases. Panelists will discuss the practical implications of the countries' different approaches to jurisdiction, including jurisdiction against foreign defendants, national and global class actions involving absent foreign claimants, and securities claims against foreign-listed issuers.

Moderator: John C. Coffee, Jr., Columbia Law School, New York, NY
Speakers: Byron Shaw, McCarthy Tétrault LLP, Toronto, ON;
Audra J. Soloway, Paul Weiss Rifkind Wharton & Garrison LLP, New York, NY

What have we learned after a year under the GDPR? What implications does it have for the U.S. under the California Consumer Privacy Act and other possible U.S. privacy regulations?

Speakers: Alexander R. Bilus, Saul Ewing Arnstein & Lehr LLP, Philadelphia, PA; **Tyler G. Newby**, Fenwick & West LLP, San Francisco, CA;
Tara M. Swaminatha, Squire Patton Boggs, Washington, D.C.

PROGRAMMING

FRIDAY, MAY 3 (Continued)

"Stranger in a Strange Land": Cross-Cultural Issues in the Courts

2:00 PM – 3:00 PM

General CLE

In courtrooms across the country, immigrants are pleading "the cultural defense," invoking the traditions of their homelands to explain their actions. Even when they are not raised per se, customs are a factor in many cases—civil and criminal. How should these "cross-cultural" cases be decided? You be the judge!

Moderator: **Jonathan Turley**, Legal Commentator, NBC & CBS; George Washington University School of Law, Washington, D.C.

Speakers: **Hon. Bernice B. Donald**, U.S. Court of Appeals for the Sixth Circuit, Memphis, TN; **Rene L. Valladares**, Author/Editor, *Cultural Issues in Criminal Defense*, Federal Public Defender for the District of Nevada, Las Vegas, NV

Mediation in Bankruptcy: Overview and Special Topics

2:00 PM – 3:00 PM

General CLE

A U.S. bankruptcy judge and three practitioners will discuss how to prepare for mediation, and special considerations involving mediation of disputes in bankruptcy. This program is suitable for attorneys and judges, both experienced and inexperienced with mediation. General practitioners and seasoned bankruptcy practitioners will also benefit from this program.

Moderator: **Kristin B. Mayhew**, McElroy Deutsch Mulvaney & Carpenter LLP, Southport, CT

Speakers: **Thomas A. Gugliotti**, Updike Kelly & Spellacy PC, Hartford, CT; **David M.S. Shaiken**, Shipman Shaiken & Schwefel LLC, West Hartford, CT; **Hon. James J. Tancredi**, U.S. Bankruptcy Court for the District of Connecticut, Hartford, CT

Three's a Crowd: Appealing the Multi-Party Judgment

3:15 PM – 4:15 PM

General CLE

Obtaining and appealing multi-party judgments can be complicated. Join our panel of litigation and appellate experts to explore the substantive and procedural challenges posed by multi-party judgments including conflicts of interest, stays of execution, cross-appeals, settlements on appeal, joint or separate briefing, and how to handle oral argument.

Moderator: **Mary-Christine "M.C." Sungaila**, Haynes and Boone LLP, Los Angeles, CA

Speakers: **Tillman Breckenridge**, Pierce Bainbridge Beck Price & Hecht, Washington D.C.; **Robert A. Olson**, Greines Martin Stein & Richland LLP, Los Angeles, CA; **Michal Rogson**, Tokio Marine HCC Surety Group, Los Angeles, CA

Top Blunders to Avoid with Experts

3:15 PM – 4:15 PM

General CLE

Learn from a distinguished panel from the bench and bar, and from experts themselves, what not to do when selecting, preparing, and presenting your expert at trial.

Moderator: **Devora W. Allon**, Kirkland & Ellis LLP, New York, NY

Speakers: **Hon. Richard D. Bennett**, U.S. District Court for the District of Maryland, Baltimore, MD; **Elizabeth C. Brandon**, Barnes & Thornburg LLP, Dallas, TX; **David Moes**, Ankura Consulting Group LLC, Chicago, IL

PROGRAMMING

In-House Counsel: An Open Discussion of Best Practices and Career Paths

3:15 PM – 4:15 PM

Non-CLE

This breakout session is designed for in-house counsel to provide a roundtable format and open discussion, led by four in-house professionals and leaders, to share best practices for in-house counsel, discuss ways in which in-house counsel can maintain their commitment to ethics and integrity, balancing the role as in-house counselor and solver of problems with their duty to provide independent counsel, as well as career paths and strategies for a successful and satisfying career in-house, and to provide an open discussion among the participants about particular topics of interest.

Moderator: **Effie Silva**, Tyson Foods Inc., Chicago, IL

Speakers: **Jeff Eglash**, Nokia Corporation, Murray Hill, NJ; **Elisa Garcia**, Macy's Inc., New York, NY; **Antje Wilmer**, Rabobank, New York, NY

Judge, What Do You Want to Hear? Presenting a Bench Trial

3:15 PM – 4:15 PM

General CLE

Presenting a trial before a judge can be significantly different than presenting to a jury. Trial lawyers should consider different styles and methods when arguing a bench trial to effectively represent their clients. This mini mock trial includes opening statements, a direct and cross examination of an expert witness, and a discussion with a panel of judges.

Moderator: **Hon. Keathan B. Frink**, 17th Judicial Circuit of Florida, Fort Lauderdale, FL

Speakers: **Rita M. Aquilio**, Lawrence Law LLC, Watchung, NJ; **Jonathan Lounsberry**, The Stevens Firm PA, Spartanburg, SC; **Stephanie Matalon**, Boies Schiller Flexner LLP, Hollywood, FL; **Hon. Chisa J. Putman**, York County Courts, York, SC

A Global View of Litigation Finance: Domestic and International Perspectives from Practitioners, Funders, and the Bench

3:15 PM – 4:15 PM

General CLE

Litigation finance is expanding and evolving in the United States and around the world. Our panel will provide views from the bench, bar, and litigation finance community regarding the economic, legal, and ethical issues raised by third-party funding in both domestic and international disputes—exploring how these issues play out in a range of hypothetical cases.

Moderator: **Gerard McDermott**, Gerard McDermott QC, London, UK

Speakers: **Alan Guy**, Vannin Capital, New York, NY; **Noiana Marigo**, Freshfields Bruckhaus Deringer LLP, New York, NY; **Ben Quarmby**, MoloLamken LLP, New York, NY; **Hon. Shira Scheindlin (Ret.)**, Woodsford Litigation Funding, New York, NY

GENERAL INFORMATION



HOTEL INFORMATION

New York Marriott Marquis
1535 Broadway
New York, NY
212-398-1900

A block of rooms has been reserved at the discounted rate of \$334 plus 14.75% city/state tax and \$3.50 occupancy tax per night (for single/double rooms). The deadline for room reservations at the discounted rate is **Monday, April 8, 2019, at 5:00 PM CT**. For reservations use the direct link at ambar.org/ltgpsolo or call 212-398-1900 and reference the ABA 2019 Section of Litigation & Solo, Small Firm and General Practice CLE Conference. All reservations are subject to availability.

HOTEL CANCELLATION POLICY

Individuals with guaranteed reservations must cancel their reservations 24 hours prior to the scheduled day of arrival to avoid a one-night cancellation charge.

AIRPORT INFORMATION

LaGuardia Airport (LGA)
Travel Distance: 9.5 miles

Newark Liberty International Airport (EWR)
Travel Distance: 16.5 miles

John F. Kennedy International Airport (JFK)
Travel Distance: 18.5 miles

To access ABA-negotiated airfare discounts for travel, please visit americanbar.org/travel.

GENERAL INFORMATION

MCLE INFORMATION

The ABA will seek **14.5** hours of CLE credit in 60-minute states and **17.5** hours of CLE credit for this program in 50-minute states, including 5.0 hours of ethics, 3.0 hours of elimination of bias, 3.0 hours of technology, 2.0 hours of wellness, 1.0 hour of skills, 1.0 hour of substance use disorder prevention, and 1.0 hour of law practice management CLE credit in 60-minute states; and 6 hours of ethics, 3.6 hours of elimination of bias, 3.6 hours of technology, 2.4 hours of wellness, 1.2 hours of skills, 1.2 hours of substance use disorder prevention, and 1.2 hours of law practice management CLE credit in 50-minute states. Credit hours are estimated and are subject to each state's approval and credit rounding rules. Please visit americanbar.org/mcle for general information on CLE at the ABA.

PROGRAM COURSE MATERIALS

Course materials will be sent in advance via email to registered attendees and posted on the meeting webpage before the Conference. You may bring a laptop, smartphone, or tablet to view the materials onsite, as complimentary wi-fi access will be available.

ROSTER OF PARTICIPANTS

Those registered by **Wednesday, April 24, 2019** will be included on the attendee roster and posted on the Conference website.

REGISTRATION/PARTICIPANT IMAGE AND VOICE AGREEMENT

Registration for, attendance at, or participation in the 2019 Section of Litigation & Solo, Small Firm and General Practice CLE Conference and other associated activities constitutes an agreement by the registrant to permit the American Bar Association to use and distribute (both now and in the future) the participant's image or voice in photographs, videotapes, electronic reproductions, or audiotapes of such event.

CANCELLATIONS AND SUBSTITUTIONS

Registration cancellations must be made in writing by **Wednesday, April 17, 2019** and are subject to a \$50 administrative fee. No refunds will be provided for requests made after this date. Registrants who do not cancel before **Wednesday, April 17, 2019** and who do not attend will receive a copy of the program materials after the Conference. Written substitutions will be permitted until **Wednesday, April 24, 2019**. After this date, substitutions must be made onsite. Substitutions are not permitted once a registrant has registered onsite or the Conference has occurred. Only the substitute will be eligible for CLE credit. The substitute and original registrant must work out the payment between themselves. Please submit all written requests to Antoinette Tanner at antoinette.tanner@americanbar.org. The ABA reserves the right to cancel any programs and assumes no responsibility for personal expenses. Please contact Antoinette Tanner at 312-988-5710 with any questions.

TUITION ASSISTANCE

A limited number of scholarships to defray registration fees may be available for government employees, public interest lawyers employed with nonprofits, academics, and law students, as well as unemployed attorneys. For courses costing over \$500, attorneys who qualify will receive at least a 50% reduction in the course fee(s). This does not include any reduction in meals, lodging, or travel costs. To apply, send a letter outlining the basis for your fee waiver request to Antoinette Tanner at antoinette.tanner@americanbar.org. All requests must be received by **Wednesday, March 27, 2019**.

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If special arrangements are required, please contact Antoinette Tanner at 312-988-5710 or antoinette.tanner@americanbar.org. Please submit requests at least two weeks prior to the meeting.

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LGBT+ FORUM

April 30-May 1, 2019 | New York Marriott Marquis | New York, NY

WHO SHOULD ATTEND

Attorneys who identify as LGBT+ or are interested in cutting-edge issues affecting LGBT+ lawyers and the larger LGBT+ community.

WHAT YOU WILL LEARN

- LGBT+ issues in a post-Kennedy world
- Surviving and thriving in law firms as an LGBT+ litigator
- LGBT+ advanced family-building issues
- Developing client and professional relationships between in-house and outside counsel
- Transgender advocacy in prisons, healthcare, ID documents, and beyond
- Coming out as an LGBT+ attorney
- Why language matters in the LGBT+ community

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☐ I am a first-time attendee and would like a Meeting Mentor.

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Special Dietary Needs

Registration Fees

	Through 3/29/19	After 3/29/19	Qty.
Section of Litigation or GPSolo Member	\$599	\$699	
Government/Academic/Public Service/Judge*	\$399	\$499	
Solo & Small Firm Practitioners* (firms of 9 or fewer attorneys)	\$399	\$499	
Young Lawyer* (age 36 or younger or in practice less than 5 years)	\$399	\$499	
NYSBA Commercial & Federal Litigation Member	\$599	\$699	
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ABA Member	\$775	\$875	
Non-Member	\$875	\$975	
Sponsor	\$0	\$0	

*Rate applies to Section of Litigation and GPSolo members only.

Ticketed Events

Date	Event	Cost	Qty.
Tuesday, April 30 - Wednesday, May 1	LGBT+ Forum Registration Add-On	\$75	
Wednesday, May 1	Diversity Leadership Award Luncheon	\$75	
Wednesday, May 1	Welcome Reception Honoring the Judiciary	Complimentary \$25 Guest	
Wednesday, May 1	Committee Dinners & Dine-Arounds	Pay on Own	
Thursday, May 2	Networking Breakfast	Complimentary	
Thursday, May 2	John Minor Wisdom Award Luncheon	\$100	
Thursday, May 2	Committee Expo/Networking Break	Complimentary	
Thursday, May 2	Networking Reception at the Metropolitan Club	\$125	
Friday, May 3	Committee Breakfast Business Meetings	Complimentary	
Friday, May 3	Networking Luncheon	\$75	
Friday, May 3	Solo and Small Firm Awards Luncheon	\$65	
Friday, May 3	Closing Night Dinner	\$125	

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Make payable to the American Bar Association. Please reference **LTSAC19** on the check.

2 Easy Ways to Register:

1 Visit ambar.org/ltgpsolo

2 Mail

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