











The IADC brings you member value and connection in as many ways as possible, and vou've actively participated.

Thank you for your continued involvement.

2021 ANNUAL MEETING - JOIN US IN CHICAGO!

After 18 long months, we are thrilled to welcome you back to IADC's first in-person meeting. The 2021 Annual Meeting will be held Sunday, August 15 to Thursday, August 19. Here are just a few of the meeting highlights:

- In-person and virtual attendance options offered
- Shorter meeting, discounted registration, and 18.5 CLE credits available
- Open Forum Keynote Speaker David Brooks, author and New York Times columnist
- Exceptional in-person CLE programs that include programs with Ethics, Diversity, and Mental Health **CLE** credits
- In-person networking and social opportunities -Welcome Back Reception, offsite Chicago Block Party Theme Party, A Night at the Green Mill Reception and Dinner, Committee-hosted coffee breaks and breakfasts, tour offerings, and more
- Discounted registration to IADC's Professional Liability Roundtable available to in-person Annual Meeting attendees

For all details on the conference including full program information:

2021 Issue Two

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President's Message

On behalf of the IADC, I want to thank you for your continued engagement, involvement, and enthusiasm over the past 16 months, and I invite each of you to join us for our Annual Meeting in Chicago, August 15-19. The Annual Meeting will be our first live meeting since the COVID-19 pandemic began, and it will be our first chance to celebrate our Centennial.



The COVID-19 pandemic changed a lot of things, but our connection as members of the IADC remained strong. As an organization, we had to quickly adjust and reprioritize, and the IADC focused its efforts on bringing you as much virtual value as possible. You showed up, participated, and provided the constant feedback we needed to adapt in changing times.

Here is a snapshot of some of the virtual value you supported over the past 10 months.

- Initiated our Active Ally series. These panel discussions have been thoughtful. informative, and enlightening as we all continue to work to become active allies and make diversity, equity, and inclusion a core value of our organization.
- Hosted 18 Foundation Cooking and Conversation classes. What a fantastic way to socialize, support the Foundation of the IADC, and do something fun together.
- Connected virtually at 17 Regional Meetings. We hosted virtual Regional Meetings around the world, giving you the opportunity to network and connect with nearby IADC colleagues.
- Held our first official virtual conference the 2021 Virtual Midyear Meeting. Approximately 410 total attendees from 24 countries and 45 US states and territories joined us. What a fantastic display of participation and camaraderie.
- Presented 18 complimentary Webinars. Thank you to our Committees who worked so hard to present relevant and helpful content.
- Had record-breaking attendance at the Corporate Counsel College. Nearly 320 in-house and outside counsel joined us for two days of virtual live programming and networking.
- Launched The Empowerment Collaborative (Diversity, Equity and Inclusion **Committee).** This initiative supports the continued professional advancement of IADC's women members through programming and networking. We look forward to finding more ways to serve our Women in Law.

Though this has been a challenging year, it has been my honor to serve you as President of the IADC. Your support has made this opportunity one of the highlights of my professional career. I can't wait to see you at the 2021 Annual Meeting in Chicago on August 15.

Be well. Andrew Chamberlin, IADC President







Professional Liability Roundtable

August 19, Fairmont Chicago

The 2021 Professional Liability Roundtable will follow the Annual Meeting at the Fairmont Chicago and will be held in-person only on Thursday, August 19.

Programming will be held from 12:00 to 4:40 p.m. with a reception to follow from 4:40 to 5:40 p.m.

If you plan on attending the 2021 Annual Meeting, you will receive discounted registration fees for the 2021 Professional Liability Roundtable! Registration is complimentary for insurance executives and corporate counsel.

Sponsored by the IADC Professional Liability Committee, the Professional Liability Roundtable (PLR) is a half day CLE program. Through a series of interactive panel discussions, PLR creates a forum for in-house counsel, outside counsel, and insurance claims representatives to learn together and discuss new developments in the professional liability arena. Beyond the educational opportunity, PLR participants are able to network with lawyers and industry professionals from multiple jurisdictions both during the program and at a concluding reception.

A second program track has been added to the PLR. Sponsored by the IADC Medical Defense and Health Law Committee, the medical liability track option will offer presentations that feature effective tips on strategies and tactics for maximizing defense verdicts and minimizing damages in complex, large exposure lawsuits regardless of jurisdiction. Outside counsel and industry professionals will share the insights that they've learned through experience with very challenging claims and lawsuits.

For programming information and for details on registration costs, visit the Professional Liability Roundtable page on the IADC website.

NOMINATE YOUR COLLEAGUES

Take some time to think about any high-level colleagues you have that would be a good fit for the Association. To nominate those individuals for membership, fill out the brief online nomination form.







Member Spotlight

INTERNATIONAL ASSOCIATION OF DEFENSE COUNSEL

The IADC's Member Spotlight program is designed to introduce and focus attention on members. Fill out the brief Member Spotlight Form to be featured next!







REFERRAL SUCCESSES

"I recently had the good fortune to be retained by a client with work in jurisdictions across the country. I have already found myself in need of local counsel in three locales and have had the opportunity to call upon some of the brightest and best by using my IADC member network.

Also, an IADC member referred one of his existing clients to me in Texas. The case presented an unusual set of issues both jurisdictionally and procedurally. We were pleased to obtain a favorable outcome for the mutual client and I was humbled by the trust the member placed in me. I would not hesitate to refer a client to him in return.

Think IADC First is a program designed to encourage our members to consider fellow members when the opportunity arises to refer business.

With the talent and expertise of our members, you can be confident that vour client will be well represented when referred to a member.

Have you had a Think IADC First referral?

We would love to anonymously share your success. Email Ashley Hatfield, Director of Communications. ahatfield@iadclaw.org.









what you may have missed

Committee Newsletters

Talc Verdict Overturned as Appellate Court Finds Experts' Opinions Lacking

By: Alyson Walker Lotman and Michael L. Fox Toxic and Hazardous Substances Litigation Committee

U.S. Supreme Court grants Writ of Certiorari in Boeing/Rolls Royce case to consider arguments on interpretation of 28 U.S.C. §1782

By: Mica Worthy and Susan Hofer

Transportation Committee

The Ransomware Scourge: Connectivity and Vulnerability in an Internet of Things, 5G World

By: David Patrón

Cyber Security, Data Privacy and Technology Committee

Understanding the Risks and Responsibilities Posed By "As-Built" Documents

By: William S. Thomas

Construction Law and Litigation Committee

Golden Rule Crushed by Court of Appeal

Bv: Constance A. Endelicato

Medical Defense and Health Law Committee

Ford Motor Company v. Montana Eighth Judicial District - "Specifically Dealing with Specific Jurisdiction"

By: Mica Worthy and Susan Hofer

Transportation Committee

Addressing the Elephant in the Room

By: J. Mitchell Smith Transportation Committee









what you may have missed

Committee Newsletters (cont.)

Is Pennsylvania Chipping Away at Your Fair Share? Superior Court Panel Deems Fair Share Act Inapplicable When Plaintiff is not Contributorily Negligent

By: Stephanie A. Fox and Joseph G. Grady

Toxic and Hazardous Substances Litigation Committee

U.S. EPA Reaffirms Commitment to Environmental Self-Disclosure Audit Policy with Updated FAQ

By: Joel D. Eagle

Environmental and Energy Law Committee

Supreme Court to Again Consider the Interplay Between a CERCLA Cost **Recovery and Contribution Action**

By: Jeffrey Karp and Edward Mahaffey

Toxic and Hazardous Substances Litigation Committee

Amicus Curiae Briefs

IADC US Supreme Court Amicus Brief -- Johnson & Johnson v. Gail L. Ingham (4/1/2021)

IADC member Eric Lasker and his team at Hollingsworth filed an amicus on behalf of IADC in the U.S. Supreme Court. The amicus brief supported the petition for certiorari in J&J v. Ingham, making the argument that a state should not be able to assert specific personal jurisdiction over an out of state claim merely because an in-state company was used at some point in the chain of commerce (designing, assembling, and/or manufacturing the product in question). Here, Missouri asserted jurisdiction over an out of state company in J&J for plaintiffs who did not reside in Missouri and alleged harm from a J&J product they did not buy in Missouri.

To read the amicus brief filed, click here.









what you may have missed

Webinars

My First Trial

Presented by Drug, Device and Biotechnology Committee, Intellectual Property Committee, and Trial Techniques and Tactics Committee

Moderator: Brian A. O'Connell. Tucker. Dver & O'Connell LLP

Presenters: Bains Fleming, Norman, Wood, Kendrick & Turner; Kathryn S. Lehman, King & Spalding LLP; John K. Nieset, Christovich & Kearney, LLP; and T. Thomas Singer, Axilon Law Group, PLLC

PDF of Presentation | Webinar Recording | Password can be found here

Trends and Developments in Insurance for COVID-19 Pandemic Loss Presented by Insurance and Reinsurance Committee

Moderator: Alexander G. Henlin, Sulloway & Hollis, P.L.L.C.

Presenters: Karen Karabinos, Drew Eckl & Farnham, LLP and Kathy Maus, Butler Weihmuller Katz Craig LLP

PDF of Presentation | Webinar Recording | Password can be found here

Can You Ethically Work From Home? Exploring the Necessity of Bar Admission to Work in Your State of Residence

Presented by Product Liability Committee and Professional Liability Committee Presenters: William L. Anderson, Crowell & Moring, LLP; Scott Barabash, Aspen Insurance; and Lori Worthington Hurl, Forsberg & Umlauf P.S.

PDF of Presentation | Webinar Recording | Password can be found here









what you may have missed

Webinars (cont.)

Bare Necessity: When Diversity of Counsel Is More Than a Matter of Preference

Presented by Diversity, Equity and Inclusion Committee, Professional Liability Committee, and Social Justice Pro Bono Committee

Moderator: Craig A. Thompson, Venable LLP

Presenters: Judge Stephen R. Bough, United States District Court for the Western District of Missouri; Bernadette Catalana, Manning Gross Massenburg LLP; and Kamran Q. Khan, Altria

Webinar Recording | Password can be found here

Have We Reached the Tipping Point? Emerging Issues in Data Breach Litigation

Presented by Business Litigation Committee, Class Actions and Multi-Party Litigation Committee, and Cyber Security, Data Privacy and Technology Committee

Presenters: Michael S. Hooker, Phelps Dunbar LLP and Jason A. Pill, Phelps Dunbar LLP

PDF of Presentation | Webinar Recording | Password can be found here

Podcast: IADC Speaks

Defense Counsel Journal Highlight: Genomics in the Courtroom - The Current Landscape of DNA Technology in Criminal and Civil Litigation

Christopher B. Parkerson, a member of Campbell, Conroy & O'Neil, P.C. and IADC Defense Counsel Journal Editor, speaks with Scott Elder, Alston & Bird, and Dr. David H. Schwartz, Chief Scientific Officer at Innovate Science Solutions. In this interview, they discuss the legal landscape for genetic testing and DNA sequencing and how it impacts causation defenses and other proof issues at trial.



Play the episode on the IADC website









what you may have missed

Defense Counsel Journal - Volume 88, Number 2

President's Page

By Andrew S. Chamberlin

Editor's Page

By Christopher B. Parkerson

Preventing Nuclear Settlements at Deposition: The Role of Cognitive Fatigue on Witness Performance

By John M. Nunnally and Bill Kanasky, Jr.

Online Article | PDF to Print

The PREP Act: Defending Product Liability and Professional Liability **Litigation Involving COVID-19 Countermeasures**

By Jordan Lipp

Online Article | PDF to Print

A Review of Property Insurance Law in Canada and the United States

By Harmon C. Hayden, Gordon Hilliker, and Karen Karabinos

Online Article | PDF to Print

Active Ally series - Diversity, Equity and Inclusion Committee

Continuing an IADC Conversation About Becoming an Active Ally with a Focus on Interracial Relationships

Moderators: Christopher S. Berdy and Zandra Foley

Speakers: Gail Rodgers and Patrick Rodgers; Ashley Garry and Andrea Richter-Garry

To view the recording, visit the Diversity, Equity, and Inclusion Resources page.









what you may have missed

The Empowerment Collaborative - Diversity, Equity and Inclusion Committee initiative

Be the Mentor and Sponsor Women Lawyers Need: A Candid IADC Conversation

Moderators: Alexandra Simotta and Whitney Frazier Watt Speakers: Stanley C. Ball, Tripp Haston, Thomas W. "Trea" Southerland III

To view the recording, visit The Empowerment Collaborative page.

2021 Corporate Counsel College Recap

The 2021 Corporate Counsel College took place virtually April 15 and 16. Approximately 320 in-house and outside counsel joined the IADC live for nine CLE programs and a networking session.

Thank you to everyone who worked so hard on the Corporate Counsel College. A special thanks goes out to Andy Kopon, 2021 Corporate Counsel College Dean, along with the Advisory Board, moderators, and speakers. We also want to thank our sponsor Baylor Law Executive LL.M. in Litigation Management.











Welcome

new members of the IADC

Lauren Oaks Lawhorn

Telapex, Inc. & C-Spire Ridgeland, Mississippi **United States**

Muniot Sahu

Eli Lilly and Company Indianapolis, Indiana **United States**

Charissa N. Walker

Tucker Fllis LLP Cleveland, Ohio **United States**

Sally I. Gaden

Smith & Nephew Cordova, Tennessee **United States**

Alexander Dahl

Lawvers for Civil Justice Arlington, Virginia United States

Duncan Batchelor

Clyde & Co LLP Edinburgh, Scotland

Kenneth W. Abrams

McGuireWoods LLP Richmond, Virginia **United States**

William A. Walden

Quarles & Brady LLP Chicago, Illinois United States

Jonathan Vine

Cole, Scott & Kissane, P.A. West Palm Beach, Florida **United States**

Vonda Kirby Pardo

Google LLC San Francisco, California **United States**

Carla Jones

EDP Renewables North America LLC Houston, Texas **United States**

Kevin B. Brown

Thompson, Coe, Cousins & Iron, LLP Dallas, Texas **United States**

Robert J. Symon

Bradley Arant Boult Cummings LLP Washington, District of Columbia United States

Adam M. Shienvold

Eckert Seamans Cherin & Mellott LLC Harrisburg, Pennsylvania United States

Matthew C. Pietsch

Taylor, Pigue, Marchetti & Blair, PLLC Nashville, Tennessee United States

Michael C. Marsh

Akerman LLP New York, New York **United States**

Betsy Kamin

Clark Hill PLC Houston, Texas **United States**

Jennifer Leann Job

Exxon Mobil Corporation Beaumont, Texas United States

Whether you have been a member for a short or a long period of time, you may not know everything your membership affords. View our Welcome Membership Packet to learn about some of the key ways you can utilize the benefits of your membership.











Welcome

new members of the IADC

Tierney M. Chadwick Wadleigh, Starr and Peters PLLC Manchester, New Hampshire United States

Monique Ferraro Hartford Steam Boiler Inspection and Insurance Hartford, Connecticut **United States**

Cullen W. Guilmartin Gordon & Rees LLP Glastonbury, Connecticut **United States**

Matthew W. Lee Wilson Elser Moskowitz Edelman & Dicker LLP McLean, Virginia United States

Robin D. Miller Stites & Harbison PLLC Mason, Ohio **United States**

Heather A. Ritch Rocks Reed Smith LLP Philadelphia, Pennsylvania **United States**

Julie Y. Park Morrison & Foerster LLP San Diego, California **United States**

David C. Coons Shelton Services, Inc. Harvey, Louisiana **United States**

Harley V. Ratliff Shook, Hardy & Bacon L.L.P. Kansas City, Missouri **United States**

Amir Nassihi Shook, Hardy & Bacon L.L.P. San Francisco, California **United States**

Erin Linder Hanig SouthBank Legal South Bend, Indiana **United States**

Sarah Greenwood Munson, Rowlett, Moore & Boone, P.A. Little Rock, Arkansas **United States**

Frances Butt Harmon Hayden Law Kamloops, British Columbia Canada

Kiley M. Belliveau Peabody & Arnold LLP Boston, Massachusetts **United States**

Matthew Tucci Sompo International Florham Park, New **Jersey United States**

Jeff Trimarchi IAT Insurance Group Newark, New Jersey **United States**

Magali A. Puente Frilot, L.L.C. New Orleans, Louisiana United States

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Welcome

new members of the IADC

Jarod G. Goff

Garmin International, Inc. Olathe, Kansas **United States**

Norris Cunningham

Katz Korin Cunningham Indianapolis, Indiana United States

Brigid E. Heid

Eastman & Smith LTD Columbus, Ohio **United States**

Adria W. Conklin

DLA Piper LLP (US) Dallas, Texas **United States**

Christine D. Calareso

CMBG3 Law, LLC Irvine, California **United States**

Timothy M. Brinks

Adams and Reese LLP New Orleans, Louisiana **United States**

Robert Wachter

Lee & Ko Seoul, Korea

Jay Evans

Schnader Harrison Segal & Lewis LLP Pittsburgh, Pennsylvania **United States**

Kathleen Ingram

Carrington

Butler Snow LLP Ridgeland, Mississippi **United States**

Lindsay Weiss

Manning Gross + Massenberg LLP Los Angeles, California **United States**

Chris J. Schwegmann

Lynn Pinker Hurst & Schwegmann, LLP Dallas, Texas **United States**

Matthew Morrison

Amerisure Insurance Farmington Hills. Michigan United States

J.Y. Miller

Husch Blackwell LLP Saint Louis, Missouri **United States**

Jennifer A. Cormier

Manning Gross + Massenburg LLP San Francisco, California **United States**

Whether you have been a member for a short or a long period of time, you may not know everything your membership affords. View our Welcome Membership Packet to learn about some of the key ways you can utilize the benefits of your membership.











engage and connect









Below is a list of upcoming Association events that will take place in the next few months. For up-to-date information on all upcoming events, please visit the events calendar on the IADC website at www.iadclaw.org/events/.

August 6, 2021 Deadline for 2022 Midyear Meeting Committee CLE Program Proposals Details

> August 15 - 19, 2021 2021 Annual Meeting **Details and Registration**

August 19, 2021 2021 Professional Liability Roundtable **Details and Registration**



SUPPORT THE IADC FOUNDATION

The Foundation of the IADC works to support the rule of law and access for all to a fair and just legal system through education and research, strategic partnerships, and relevant projects.

> Your contributions and support help such projects as:

iCivics | The United Nations Education for Justice campaign | National Foundation for Judicial Excellence | IADC Webinars

DONATE TODAY







IADC Successes

your accolades, courtroom wins, and pro bono accomplishments

Nelson Mullins Rilev Scarborough LLP partner Skagerberg was recognized as a 2021 Texas Rising Star by Thomson Reuters Super Lawvers.

Ulmer & Berne LLP partner Jennifer Snyder Heis was appointed to Grow PBPO, an advisory board to Pro Bono Partnership of Ohio that enhances and increases the organization's impact.

Adam R. Mordecai joined Morrison Mahoney LLP as a partner in its Manchester, New Hampshire office.

Danielle Waltz of Jackson Kelly PLLC authored an article on behalf of the IADC for Modern Contractor Solutions' April 2021 issue on no damages for delay clauses.

J. Mitchell Smith, principal at Germer PLLC, authored an article for HarrisMartin's Reinsurance & Arbitration publication on behalf of the IADC.

William S. Thomas, co-founder and principal at Gausnell, O'Keefe & Thomas, LLC, authored an article for Modern Contractor Solutions' May 2021 issue on behalf of the IADC

Andrea Schillaci of Hurwitz & Fine. P.C. authored an article on behalf of the IADC for the New York Law on protecting your Journal business against the next global catastrophe.

Andrew R. Jones of Furman Kornfeld & Brennan LLP authored an article on behalf of the IADC for the New York Law Journal on the 30-day rule for insurer coverage disclaimers.

To submit an accolade, courtroom win, or pro bono accomplishment, email Ashley Hatfield, Director of Communications, at ahatfield@iadclaw.org.









IADC Successes

your accolades, courtroom wins, and pro bono accomplishments

Jim Shelson, partner at Phelps Dunbar LLP, authored an article for HarrisMartin's Benzene & Emerging Toxic Torts Litigation on behalf of the IADC on the intersection of religious rights and environmental claims.

Dana C. Lumsden, partner at Bradley Arant Boult Cummings LLP. was elected to the 2024 Class of the Mecklenburg County Bar's (MCB) Board of Directors.

David J. Beck, founding partner at Beck Redden LLP, will receive the 2021 Texas Law Association's Award for Lifetime Achievement.

Christopher D'Angelo, partner at Montgomery McCracken Walker & Rhoads LLP, authored an article for Modern Contractor Solutions' June 2021 issue on behalf of the IADC.

Numerous IADC members were recognized by Who's Who Legal in their Product Liability Defence 2021 analysis.

They include:

- James M. Campbell
- Molly Hood Craig
- **Tripp Haston**
- Gordon McKee
- Peter J. Pliszka
- Archibald T. Reeves IV
- Quentin F. Urquhart Jr.

Global Elite Thought Leaders acknowledged for the rest of the world include IADC members:

- Roddy Bourke
- Rod Freeman
- **Thomas Rouhette**
- Stuart Clark AM
- Colin Loveday
- **Andrew Morrison**
- **Greg Williams**

To submit an accolade, courtroom win, or pro bono accomplishment, email Ashley Hatfield, Director of Communications, at ahatfield@iadclaw.org.









The IADC Foundation cookbook. International Accumulation of Delightful Cuisine, is filled with 200 recipes from members around the world, and sales benefit the Foundation's efforts to support the rule of law globally.



Purchase a cookbook now.

Thank You to Our 2020-2021 **Sponsors**

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Jensen Hughes

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IADC Diversity Roadmap

The IADC is proud to announce the launch of the Diversity Roadmap later this summer.

Developed by the Diversity, Equity and Inclusion Committee and In-House and Law Firm Management Committee, the goal of the Roadmap is to assist law firms and corporations as they move forward on the journey of prioritizing and incorporating diversity, equity, inclusion, and belonging. The Roadmap will be an interactive website-based resource that will provide practical and useful tips, best practices, resources, sample policies, short videos. reflections of IADC members.

(click below to view a video on IADC's commitment to diversity, equity, inclusion, and belonging)

