



Monday, July 6

7:30 - 8:30 a.m.

INSURANCE AND REINSURANCE COMMITTEE BUSINESS MEETING

PROFESSIONAL LIABILITY COMMITTEE BUSINESS MEETING

TRANSPORTATION COMMITTEE BUSINESS MEETING Surviving the Data Breach Avalanche

The recent high profile data breaches involving Target, Sony, and Anthem are indicative of the cyber breach avalanche that has arrived. For every Target, Sony, and Anthem, there are dozens of small to mid-size companies that are data breach victims. The 2014 NetDiligence Claims study revealed that 56% of data breach claims occurred in the professional, media, and transportation business sector. Understanding cyber liability risks are now a necessity for transportation companies and the lawyers that serve them. This program will provide a general overview of cyber exposures facing the transportation industry.

***THIS PRESENTATION WILL NOT BE ELIGIBLE FOR CLE CREDIT.**

Speaker: Elizabeth Fitch, Righi Fitch Law Group, Phoenix, AZ USA

ALTERNATIVE DISPUTE RESOLUTION/APPELLATE PRACTICE/ BUSINESS LITIGATION

THROUGH THE BACK DOOR: WAYS TO OBTAIN JUDICIAL REVIEW OF AN ARBITRATION AWARD

Your client just lost a major arbitration and wants to know its options. Can anything be done? Arbitration awards are famously unreviewable in court, but there are a few holes in the fortress. This panel of experienced appellate lawyers will take you through backdoor grounds to obtain judicial review of arbitration awards: what the grounds are, how to use them, and how to fend them off if you've won.

Speakers: Robert A. Brundage, Bingham McCutchen, San Francisco, CA USA; Mary-Christine Sungaila, Haynes and Boone, LLP, Costa Mesa, CA USA

DRUG, DEVICE AND BIOTECHNOLOGY/MEDICAL DEFENSE AND HEALTH LAW

CHRONIC PAIN: THE NARCOTICS PROBLEM

The balance between therapeutic treatment and prescription drug abuse is complex and a major problem internationally for patients, physicians, and health care institutions. Dr. Randolph will teach you about the extremely high mortality rates that accompany long term use of prescribed opioids and the written standards of care required of physicians who prescribe such drugs. You will learn about the challenges faced by hospitals and clinics whose physicians prescribe narcotics and practice tips so that you may better advise and represent such institutions and their employed or credentialed physicians.

Moderator: R. Douglas Vaughn, Deutsch, Kerrigan & Stiles, L.L.P., Gulfport, MS USA

Speakers: Dr. David Randolph, M.D., Cincinnati, OH USA; Kara J. Rosenthal, Wheeler Trigg O'Donnell LLP, Denver, CO USA

ENVIRONMENTAL AND ENERGY LAW

CLEANING UP AFTER THE BP OIL SPILL LITIGATION

Five years after the Deepwater Horizon exploded in the Gulf of Mexico, it appears as if BP may be on the hook for as much as \$18 billion in federal criminal and civil penalties, more than \$12.1 billion in claims already paid to members of the public, and future costs well beyond the \$2 billion already



Monday, July 6 continued

spent to assess and remediate natural resource damages. Our panelists will examine this legal landscape from both a global and local perspective and discuss how BP's management, in an attempt to control BP's public image by accepting liability for claims that were not caused by the spill, tilted the playing field against the company's own interests.

Speakers: Linda Kay Barnes Baxter, Cosmich Simmons & Brown, PLLC, New Orleans, LA USA; Eric G. Lasker, Hollingsworth LLP, Washington, DC USA; Leigh Ann Schell, Kuchler Polk Schell Weiner & Richeson, LLC, New Orleans, LA USA

8:45 - 10:15 a.m.

OPENING SESSION

10:15 - 11:30 a.m.

OPEN FORUM - ANDREW YOUNG

For a full description on Andrew Young and the Open Forum, see page 2.

2:30 - 4:00 p.m.

MAJOR CLE

ILLUSIONS, INSIGHTS AND CONTEXT: DIVERSITY IN THE 21ST CENTURY

Sponsor: Diversity Committee

PERSPECTIVE FROM THE BAR

Cynthia D. Mares, the 2014-2015 National President of the Hispanic National Bar Association (HNBA), will discuss the origins and formation of the HNBA as well as its current goals and accomplishments. Ms. Mares will share her insights on HNBA diversity initiatives, collaborations with other diverse organizations, the ever changing face of the practice of law, and the vital role of diversity in our everyday practice.

Speaker: Cynthia D. Mares, President, Hispanic National Bar Association, Denver, CO USA

TWELVE ANGRY...JURORS: DIVERSITY AND JURY SELECTION

Jury venires have changed since *Twelve Angry Men* and *To Kill a Mockingbird* depicted the once standard all white male jury. Hear perspectives from the bar and a nationally renowned jury consultant about conducting *voir dire*, jury selection criteria, presentation of evidence, and mock trial considerations, all with an eye towards the diverse perspectives of a modern jury.

Moderator: William J. Kelly, III, Kelly & Walker LLC, Denver, CO USA

Speakers: Silas Lee, Ph.D., Dr. Silas Lee & Associates, New Orleans, LA USA; Julie M. Walker, Kelly & Walker LLC, Denver, CO USA

4:00 - 5:00 p.m.

INTERNATIONAL COMMITTEE BUSINESS MEETING



Tuesday, July 7

7:30 - 8:30 a.m.

ALTERNATIVE DISPUTE RESOLUTION/BUSINESS LITIGATION/ IN-HOUSE AND LAW FIRM MANAGEMENT/INSURANCE EXECUTIVES

EARLY AND OFTEN? A DISCUSSION OF WHEN AND HOW MEDIATION AND SETTLEMENT SHOULD BE EXPLORED EARLY IN A DISPUTE OR EVEN BEFORE ONE IS FILED

"The courts of this country should not be the places where resolution of disputes begins. They should be the places where the disputes end after alternate methods of resolving disputes have been considered and tried." - Justice Sandra Day O'Connor

While this advice is sound in theory, it's not as clean in practice. Attorneys, business clients, and insurance companies must weigh many factors when deciding whether to pursue early resolution of a dispute. This program will discuss the pros and cons of early dispute resolution, provide practical advice for early case assessment, and highlight client expectations with respect to the issue.

Speakers: Albert C. Hilber, Swiss Re America Corporation, New York, NY USA; Eric Watt Wiechmann, McCarter & English, LLP, Hartford, CT USA



CLASS ACTIONS AND MULTI-PARTY LITIGATION/DRUG, DEVICE AND BIOTECHNOLOGY/ENVIRONMENTAL AND ENERGY LAW/PRODUCT LIABILITY/TOXIC AND HAZARDOUS SUBSTANCES LITIGATION

ASSESSING THE VIABILITY OF MEDICAL MONITORING

Several recent appellate decisions demonstrate that courts continue to grapple over the viability of claims filed by plaintiffs who do not currently suffer from an actual injury or illness, but rather seek “medical monitoring” and damages for the costs associated with monitoring them for the possible development of an illness or condition related to their claimed exposure to a hazardous substance or product. This seminar will address how jurisdictions vary in their approaches to these claims, cover the highlights of recent decisions and their potential impact nationwide, and provide practical advice for designing medical monitoring programs and evaluating their effectiveness.

Speakers: Michael L. Fox, Sedgwick LLP, San Francisco, CA USA; Nathan J. Karch, Ph.D., DABT, Principal Scientist, Exponent, Washington, DC USA

CORPORATE COUNSEL/WHITE COLLAR DEFENSE AND INVESTIGATION

(DOUBLE) JEOPARDY! NAVIGATING CORPORATE AND INDIVIDUAL INTERESTS THROUGH THE SLUDGY LEGAL WATERS OF BP'S OIL DISASTER

SPONSORED BY DISCOVIA

Using the upcoming criminal trials in the BP oil spill matter as backdrop, this program will explore the issues and interests (often conflicting) facing practitioners who represent corporations (both in-house and outside), and those who represent the corporate officers, directors, and employees, in the context of government investigations and prosecutions. The presenters will address the critical issues (e.g., clash between corporate cooperation and an individual's Fifth Amendment rights; whether indemnification of corporate personnel jeopardizes a successful corporate resolution with the government; and the nature of the warnings corporate counsel must provide to its employees as part of its own investigation). This program is a must for all in-house counsel and all attorneys who represent corporate interests.

Moderator: Douglas S. Brooks, Libby Hoopes, P.C., Boston, MA USA

Speakers: Peggy Kubicz Hall, Greene Espel P.L.L.P., Minneapolis, MN USA; Brian Heberlig, Steptoe & Johnson LLP, Washington, DC USA; Michael W. Magner, Jones Walker LLP, New Orleans, LA USA



INTERNATIONAL

THE EVOLUTION OF LAWYERS' FEE ARRANGEMENTS IN THE US, CANADA, SOUTH AMERICA AND EUROPE

The legal services market has changed from a sellers' market to a buyers' market. With pressure to contain or reduce legal costs, larger in-house legal departments and greater sophistication, clients are demanding greater “value,” predictability, and control over their legal fees. This has led to greater interest in alternative fee arrangements. Law firms are responding, some faster than others. This panel will educate you on how legal fees are changing around the world so that you can keep pace with the new reality and not get left behind.

Moderator: Steven Rosenhek, Fasken Martineau DuMoulin LLP, Toronto, ON Canada

Speakers: Diógenes Gonçalves, Pinheiro Neto Advogados, Sao Paulo, Brazil; Tanguy Le Gouvellec de Schwarz, Goldberg Segalla Global LLP, London, England; Alfred R. Paliani, Quality King Distributors, Inc./QK Healthcare, Inc., New York, NY USA

8:45 - 10:15 a.m.

GENERAL INTEREST

THE JFK ASSASSINATION - A DISCUSSION ABOUT THE EVIDENCE AND THE QUESTIONS THAT LINGER 50 YEARS LATER

Federal Judge John R. Tunheim, Chairman of the U.S. Assassination Records Review Board from 1994 to 1998, will discuss the assassination of President John F. Kennedy and his work in two of the three major investigations into the 1963 assassination in Dallas. Judge Tunheim will discuss the many evidentiary issues concerning the assassination that continue today to raise questions in the minds of people around the world - from the Warren Commission, to the “magic bullet,” to Lee Harvey Oswald, to Jack Ruby, and

Programs

Tuesday, July 7 continued

to the questions concerning organized crime and foreign governments. They will reflect on the challenges and obstacles they faced in conducting their respective investigations.

The House of Representatives Select Committee on Assassinations investigated the JFK and Dr. Martin Luther King, Jr. assassinations, and the Assassination Records Review Board, an independent federal agency authorized by Congress and appointed by President Clinton, located and released millions of pages of classified intelligence and law enforcement records of the assassination and its aftermath.

Moderator: Clifford M. Greene, Greene Espel P.L.L.P, Minneapolis, MN USA

Speaker: Judge John R. Tunheim, United States District Judge, Minneapolis, MN USA

10:30 a.m. - 12:00 p.m.

MAJOR CLE

WHEN VIGOROUS ADVOCACY GOES TOO FAR

Sponsors: Class Actions and Multi-Party Litigation Committee, Drug, Device and Biotechnology Committee, Environmental and Energy Law Committee, Insurance and Reinsurance Committee, and Product Liability Committee

Every lawyer is well aware of his or her ethical obligations to fully participate in discovery and to be candid with the Court and opponents. Every lawyer also has a duty to vigorously defend the interests of his or her clients. Sometimes, these obligations seem to be at odds and present difficult choices for the lawyer involved. A string of recent decisions has seen lawyers being sanctioned for conduct Courts have viewed as inappropriate behavior; a variety of sanctions have been levied including monetary sanctions, the requirement that an individual create a training video, and outright case dismissal.

Moreover, some of this behavior can rise to the level of requiring state disciplinary action. In this session, a moderated panel of three judges from across the country and an attorney who has handled ethical complaints on behalf of

the state of Colorado will discuss their views on the recent decisions, attorney behavior inside and outside the courtroom, and when they feel conduct rises to the need for sanctions and/or attorney discipline. You will not want to miss this opportunity to hear which practices the panel think are acceptable and not.

Moderator: Joseph David Cohen, Porter Hedges LLP, Houston, TX USA

Speakers: Honorable Mark Bennett, United States District Court for the Northern District of Iowa, Sioux City, IA USA; Cynthia D. Mares, President, Hispanic National Bar Association, Denver, CO USA; Honorable Jeffrey Pilkington, 1st Judicial District Judge, Golden, CO USA; Honorable Loretta A. Preska, United States District Court Southern District of New York, New York, NY USA

10:30 a.m. - 12:00 p.m.

MAJOR CLE

LOOKING INSIDE/LOOKING OUTSIDE - PERSPECTIVE ON WHAT MATTERS TO CORPORATE COUNSEL

SPONSORED BY MRC

This panel will give IADC members unique insights from current and former in-house counsel. Panelists will provide their thoughts on best practices for succeeding as in-house counsel and for succeeding with in-house counsel as clients. They will share their pet peeves, thoughts on the direction of the legal market, and how outside counsel can best position themselves in the market. They will talk about why they hire who they hire, what distinguishes the best lawyers, and the best and worst business development techniques.

Moderator: Rebecca Weinstein Bacon, Bartlit Beck Herman Palenchar & Scott, Chicago, IL USA

Speakers: Erik J. Frick, Biogen Idec, Cambridge, MA USA; Marla S. Persky, Boehringer Ingelheim USA Corporation, Ridgefield, CT USA; Kaspar Stoffelmayr, Bartlit Beck Herman Palenchar & Scott, Chicago, IL USA



Wednesday, July 8

7:30 - 8:30 a.m.

TOXIC AND HAZARDOUS SUBSTANCES LITIGATION COMMITTEE BUSINESS MEETING

BUSINESS LITIGATION/INSURANCE AND REINSURANCE/ TECHNOLOGY

CYBER LIABILITY: CUTTING EDGE LEGAL ADVICE TO GIVE YOUR CLIENTS

As new technology comes into the marketplace at lightning speed, the legal issues that come with it are emerging just as fast. Just a few years ago, cyber liabilities were based on hypotheticals. Now, they are realities. It's not a matter of "if," but "when!" And they are realities not just for big corporations, like Target or eBay, but small companies as well. Our clients are looking to us to help protect them from cyber risks, financial loss, regulatory penalties, and reputational damage from data loss and breaches. They are looking to us to help defend them in cyber liability litigated cases. This panel discussion will focus on the history and evolution of data breach cases, the latest best practices available to protect our clients, and a full discussion on the insurance coverage offerings and limitations at issue when a client's data is breached.

Moderator: Michael Airdo, Kopon Airdo, LLC, Chicago, IL USA

Speakers: J. Christian Nemeth, McDermott Will & Emery, Chicago, IL USA; Stephen W. Vescovo, Thomason, Hendrix, Harvey, Johnson & Mitchell PLLC, Memphis, TN USA; Anthony R. Zelle, Zelle McDonough & Cohen LLP, Boston, MA USA

CONSTRUCTION LAW AND LITIGATION

THE USE OF 3D LASER SCANNING IN CONSTRUCTION DEFECT CASES

Litigating a major construction case today without the use of technology is a risk not worth taking. The latest tool available is 3D Documentation. An engineer will explain how this tool documents complex objects and entire environments in the form of millions of measurable data points, in a fraction of the time it would otherwise take using traditional methods. Not only is the detail of documentation staggering, but the accuracy of the data captured was considered impractical just a few years ago. Imagine taking a cross section through a constructed home or creating a topography map of a concrete slab. Don't miss this cutting edge demonstration.

Speaker: Jason Anderson, P.E., SEA, Ltd., Tampa, FL USA

DRUG, DEVICE AND BIOTECHNOLOGY/INTERNATIONAL/TRIAL TECHNIQUES AND TACTICS

SO YOUR CLIENT IS GOING TO BE A VIDEO STAR... SPONSORED BY TRIAL BEHAVIOR CONSULTING, INC.

These days, hardly a single deposition goes forward without a videographer. As a result of videotaped depositions becoming so common, sometimes we forget that we may have to live with the video testimony at trial. The testimonial demeanor of witnesses on video can make the difference between the jury believing your client or thinking your client is hiding something. This problem can be compounded when your client is from another country with a different interactive culture. In this session, you will hear from lawyers and a jury consultant who frequently deal with these issues and have learned to be masters of style.

Speakers: Roderick Bourke, McCann FitzGerald Solicitors, Dublin, Ireland; Aref Jabbour, PhD, Consultant, Trial Behavior Consulting, Inc., San Francisco, CA USA; Gail Rodgers, DLA Piper LLP (US), New York, NY USA

IN-HOUSE AND LAW FIRM MANAGEMENT

STRATEGIC PLANNING FOR LAW FIRMS: KEY CONSIDERATIONS

With the effects of the Great Recession continuing to manifest and with the next generation of senior lawyers (i.e. baby boomers) nearing retirement, law firms are continuing to experience unprecedented changes. One of the many lessons learned is the need, more than ever, to run our firms in a business-like manner, including undertaking strategic planning. This panel of law firm veterans will explore a few of the many key considerations for 21st century strategic planning, including, among other subjects, succession planning.

Speakers: Christopher S. Berdy, Butler Snow LLP, Birmingham, AL USA; Val H. Stieglitz, Nexsen Pruet, LLC, Columbia, SC USA

Programs



IN COMPLIANCE: ARE WE ADVOCATES OR COMPLIANCE OFFICERS? UNDERSTANDING THE IMPLICATIONS OF THE RECENT HIGH PROFILE RECALL INVESTIGATIONS AND RECOMMENDATIONS FOR INSIDE AND OUTSIDE COUNSEL

Sponsors: Business Litigation Committee and Corporate Counsel Committee

In May 2014, a report disclosed to Congress related to recalls in the automotive arena included, among other things, nine recommendations for company lawyers. These recommendations arguably sought to transform in-house and outside counsel into compliance officers and the consequences of this report will inevitably extend to industries beyond the automotive arena. This panel discussion will provide valuable perspectives from both in-house and outside counsel regarding (1) the potential implications of the recommendations; (2) the communication of legal risk to business units; (3) the preservation of the attorney-client privilege through investigations, business advice, and litigation; and (4) best practices.

Moderator: Christopher C. Lam, Nexsen Pruet, PLLC, Charlotte, NC USA

Speakers: Patrick J. Conlon, Exxon Mobil Corporation, Houston, TX USA; Wendy D. May, Hartline Dacus Barger Dreyer LLP, Dallas, TX USA; Greg Schuetz, The Linde Group, Murray Hill, NJ USA

8:45 - 10:15 a.m.

MAJOR CLE

COLLEGES' RESPONSIBILITIES AND RESPONSES TO ALLEGATIONS OF SEXUAL ASSAULT

Sponsor: Trial Techniques and Tactics Committee

As reports of sexual assaults on college campuses appear to be a daily occurrence, colleges and universities are faced with the task of complying with Title IX as well as common law obligations concerning the prevention of assaults and the investigation and adjudication of claims of assault, typically involving accusers

and accuseds who are students. Their responses are complicated by the need to address complaints involving parties who typically both reside on campus and attend classes in the same buildings, and to balance their internal responses with those of local law enforcement and prosecutors.

This panel includes an attorney who counsels colleges and universities on regulatory compliance and represents those institutions in enforcement actions, an attorney who conducts investigations for colleges and universities, and an attorney who sits on the governing body of her alma mater.

In addition to discussing the legal challenges facing colleges and universities, we hope to address questions raised by college age students and their IADC parents in the audience.

Moderator: Scott J. Tucker, Tucker, Saltzman, Dyer & O'Connell, LLP, Boston, MA USA

Speakers: David Fine, McKenna Long, Denver, CO USA; Cathy Havener Greer, Wells, Anderson & Race, LLC, Denver, CO USA; Michael T. Lucey, Gordon & Rees, LLP, San Francisco, CA USA

10:30 a.m. - 12:00 p.m.

MAJOR CLE

SILENT ADVOCACY: PRACTICAL POINTS FOR THE TRIAL ATTORNEY

SPONSORED BY THOMAS G. OAKES ASSOCIATES

Four experienced defense attorneys, all of whom worked closely with George J. Lavin, Jr., will share lessons learned and practical pointers for trial practice. Copies of *Silent Advocacy* by George Lavin and Chilton Varner will be available for purchase, with proceeds going to the IADC Foundation.

Moderator: Chilton Davis Varner, King & Spalding, Atlanta, GA USA

Speakers: Kyle H. Dreyer, Hartline Dacus Barger Dreyer LLP, Dallas, TX USA; Joseph E. O'Neil, Lavin, O'Neil, Cedrone & DiSipio, Philadelphia, PA USA; Mary A. Wells, Wells, Anderson & Race, LLC, Denver, CO USA

12:15 - 1:45 p.m.

MAJOR CLE/GENERAL INTEREST

INTERNATIONAL TERRORISM, WAR CRIMES AND CRIMES AGAINST HUMANITY: HOW DOES THE INTERNATIONAL COMMUNITY SEEK AND OBTAIN JUSTICE?

On a far too regular basis, the world witnesses acts of terrorism, grave breaches of international laws, and widespread and systematic attacks directed against civilian populations. "Punishing" such conduct is complex because it involves so many aspects of the human experience: politics, history, culture, and religion, to name a few. These distinguished international speakers will discuss these complex issues and share their insights on avenues through which the international community brings persons accused of war crimes to justice and, hopefully, brings some measure of relief to their victims.



Moderator: Sara James, Foreign Correspondent, Author, and Commentator, Melbourne, Australia



Speakers: Justice Richard Goldstone, South African Former Judge, Former Investigator for the United Nations International Criminal Tribunals for the former Yugoslavia and Rwanda, Johannesburg, South Africa; Tomislav "Tom" Z. Kuzmanovic, Partner, Hinshaw & Culbertson LLP, Milwaukee, WI USA

LIGHT LUNCH OFFERINGS WILL BE AVAILABLE FOR ATTENDEES.



7:30 - 8:30 a.m.

ALTERNATIVE DISPUTE RESOLUTION/BUSINESS LITIGATION RESOLUTION 2.0

Every industry has been revolutionized by technology over the last two decades, from finance to medicine to entertainment. The way we resolve disputes, however, has not experienced similar change. Commercial transactions may circle the globe in milliseconds, but if a problem arises, resolutions are still largely tied to separate geographical jurisdictions and in-person meetings.

But this is starting to change. This program will educate the audience on coming changes in our world via cutting edge online dispute resolution (ODR), showcase some of the software in action, and talk about what it means for the future of many civil disputes. This seminar will also discuss why "tried and true" in-person mediation remains the best option for settlement of most larger disputes, but offer suggestions of modern mediation tactics that can help you resolve your case at a fair value.

Speakers: Gary D. McConnell, Eckert Seamans Cherin & Mellott, LLC, Pittsburgh, PA USA; Colin Rule, Modria, Inc., San Jose, CA USA

CLASS ACTIONS AND MULTI-PARTY LITIGATION

NO HARM – BIG FOUL? THE SPECTOR OF "NO INJURY" CLASS ACTIONS

In *BP Exploration v. Lake Eugene Land & Development* (Deepwater Horizon), the Fifth Circuit affirmed the certification of a class including a vast number of members who suffered no injury caused by the defendant. The decision appears to conflict with appellate courts in the Second, Seventh, Eighth, and D.C. Circuits, which hold that Rule 23 and Article III preclude certification of classes that include numerous members who have suffered no injury from a defendant's acts. This decision holds implications for credit card hacking litigation embroiling Target and Home Depot, and the Whirlpool "smelly washer" litigation. Come listen to counsel involved in these cases explain the history of "no injury" claims, why they continue to appear, and the best practices for their defense under Rule 23.

Speakers: Derin B. Dickerson, Alston & Bird LLP, Atlanta, GA USA; Timothy Pinos, Cassels Brock, Toronto, ON Canada

MEDICAL DEFENSE AND HEALTH LAW/PRODUCT LIABILITY

REPTILE 2.0 - PREPARING WITNESSES TO HANDLE REPTILIAN QUESTIONS

SPONSORED BY COURTROOM SCIENCES, INC.

Strong, effective depositions decrease the client's financial exposure and costs, while weak, ineffective depositions result in higher payouts on claims during settlement negotiations. This seminar will focus on defeating Reptile tactics during witness preparation and training. Today's jurors do not demand perfection, but they do demand

Programs

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effective verbal and nonverbal communication skills when a witness is testifying. The seminar will teach scientifically proven techniques for evaluating witnesses and enhancing their credibility, understandability, and persuasion when facing a Reptile-trained plaintiff attorney.

Speaker: William Kanasky, Jr., Courtroom Sciences, Irving, TX USA

TOXIC AND HAZARDOUS SUBSTANCES LITIGATION

REVISED FEDERAL RULE 26(b)(1) AND “LONE PINE” ORDERS

The revisions to Federal Rule 26(b)(1) and their emphasis on proportionality and reasonableness provide defense lawyers with additional reasons to vigorously seek “Lone Pine” orders which will require plaintiffs to provide threshold information about their claims and plaintiffs. This process will help separate weak claims from strong claims and will work to ensure fairness. This seminar will demonstrate how “Lone Pine” orders dovetail with the new Rule 26(b)(1) and how to convince judges and plaintiffs lawyers that “Lone Pine” orders are fair and appropriate.

Speaker: Robert F. Redmond, Jr., McGuireWoods LLP, Richmond, VA USA



8:45 - 10:15 a.m.

MAJOR CLE

FROM THE BENCH TO THE BAR: WHAT IT TAKES TO DEFEND AND WIN AN INTELLECTUAL PROPERTY CASE

Sponsor: Intellectual Property Committee

Some of the most important cases decided today involve intellectual property questions, including who owns what intellectual property and how that property is protected. Trying these cases to a jury verdict takes guts and winning them takes a well-designed strategy. Come hear how Yahoo! and Microsoft have defended and won intellectual property trials in some of the most difficult venues in the world. This is an interactive panel discussion you don't want to miss!

Moderator: Jennifer Haltom Doan, Haltom & Doan, Texarkana, TX USA

Speakers: Bill Harmon, Shook Hardy & Bacon, LLP, Former Microsoft Assistant General Counsel, Seattle, WA USA; Hieu Phan, Senior Legal Director, IP Litigation and Conflicts at Yahoo!, San Francisco, CA USA

MAJOR CLE

INTERNATIONAL ARBITRATION BASICS: A COMPARATIVE VIEW

Sponsor: International Arbitration Committee

As business becomes more global, U.S. lawyers are learning what most international attorneys have always known – that international arbitration is a central part of any sophisticated business practice. Lawyers who represent clients that interface with



Jo Ben Whittenberg and Carol Hunter - 2009



Adam and Elizabeth Barber - 2009



1987 Annual Meeting

foreign businesses must have a basic familiarity with the major global arbitral forums and basic practices in these forums. This program focuses on three international arbitral venues and examines how each approach the following basic issues: 1) how arbitrators are selected and what qualifications are required; 2) how they provide for collecting and uncovering facts and evidence, how that evidence is presented, and how disagreements concerning discovery and presentation of evidence are resolved; and 3) what rights of appeal are available. Finally, the speakers will briefly comment on the recently-adopted *IBA Guidelines On Party Representation In International Arbitration*.

Moderator: Peter Pliszka, Fasken Martineau DuMoulin LLP, Toronto, ON Canada

Speakers: Chiann Bao, Hong Kong Center for International Arbitration, Hong Kong; Shelby Grubbs, Atlanta Center for International Arbitration and Mediation, Atlanta, GA USA; William G. Horton, William G. Horton Professional Corporation, Toronto, ON Canada; Natalia Petrik, Arbitration Institute of the Stockholm Chamber of Commerce, Stockholm, Sweden

10:30 a.m. - 12:00 p.m.

GENERAL INTEREST

IADC TALKS: WITNESSES TO HISTORY

A Wall. A Revolution. A War. A Catastrophe. A Movement. All epic shifts in history and all witnessed by our members and special guest speaker. In TED-talks style presentations, each will walk you through these moments in history from their personal vantage point and share the significance of these moments for them and for the world. Join us as we hear from the following Witnesses to History:

Chris Berdy: Tracking the Family

Richard Life: The Fall of the Berlin Wall

Chas Reynolds: An American Soldier in the Persian Gulf

Lee Davis Thames: The Civil Rights Movement: Then and Now

Quentin Urquhart: When Katrina Came to Town

Ariel Ye: Growing Up in China

Moderator: Christopher S. Berdy, Butler Snow LLP, Birmingham, AL USA

Speakers: Richard Life, Retired Navy Captain, Estes Park, CO USA; Charles E. Reynolds, II, Butler Weihmuller Katz Craig LLP, Tampa, FL USA; Lee Davis Thames, Butler Snow LLP, Retired, Ridgeland, MS USA; Quentin F. Urquhart, Jr., Irwin Fritch

Urquhart & Moore LLC, New Orleans, LA USA; Ariel Ye, King & Wood PRC Lawyers, Beijing, China



Friday, July 10

9:00 - 10:30 a.m.

CLOSING SESSION

Please plan to attend our final general session. The traditional gavel will be passed from President Haston to President-Elect O'Neil, and the Nominating Committee will present its slate of Board members and officers for members to approve. Join us for this special event and be the first to congratulate the new IADC Board members.

thanks!

Thank you to our CLE Committee and our Annual Meeting CLE Steering Committee for their tremendous work. Their effort and dedication on the Annual Meeting has resulted in fantastic programming that you will find enjoyable and relevant.



Deborah G. Cole
CLE Committee
Chair
Chicago, IL USA

CLE COMMITTEE MEMBERS

Mark R. Beebe, New Orleans, LA USA
Christopher S. Berdy, Birmingham, AL USA

Alex J. Hagan, Raleigh, NC USA

Tripp Haston, Birmingham, AL USA

Eric G. Lasker, Washington, DC USA

Emmanuèle Lutfalla, Paris, France

Creighton Magid, Washington, DC USA

Kenneth R. Meyer, Newark, NJ USA

Joseph E. O'Neil, Philadelphia, PA USA

Mary-Christine Sungaila, Costa Mesa, CA USA



Alex J. Hagan
Annual
Meeting
CLE Steering
Committee Chair
Raleigh, NC USA

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