HIGHLIGHTS

- Luncheon Speaker: Trey Gowdy
- Solving the Problem of Over-Discovery
- Interplay between Litigation and the Media
- Government Enforcement and False Claims Actions
- Preparing for Investigations and Testimony on Capitol Hill
- A View from the Federal Bench
- Ethical Lessons Learned from Infamous Corporate Characters
- Building a Diverse and Inclusive Culture in Your Office and Legal Team
- Dealing with Declining Trust in Corporations
- How Lawyers are Extracting Valuable Data using AI and Machine Learning
**WEDNESDAY, APRIL 15, 2020**

1:00 - 4:45 p.m.  
**CORPORATE COUNSEL TRAINING ACADEMY**  
For in-house counsel newer to the role. For more information, please view the Corporate Counsel Training Academy brochure on www.iadclaw.org.

5:00 - 6:30 p.m.  
**COCKTAIL RECEPTION**

**THURSDAY, APRIL 16, 2020**

7:15 - 8:00 a.m.  
**BREAKFAST**

8:00 - 8:15 a.m.  
**OPENING REMARKS**  
*John T. Lay, Jr., Corporate Counsel College Dean, Gallivan, White & Boyd, P.A., Columbia, SC USA*  
*Amy Sherry Fischer, IADC President, Foliart, Huff, Ottawa & Bottom, Oklahoma City, OK USA*

8:15 - 9:30 a.m.  
**Is the Tail Wagging the Dog? The Interplay Between Litigation and the Media**  
This panel will discuss the interplay between media and litigation. When a company has significant litigation exposure, it often must deal with the complexities of media coverage while simultaneously mounting its courtroom defense. The media coverage can be the tail that wags the dog; it often fuels the litigation while impacting our jury pools. Bad press for the company can be more damaging than an adverse jury verdict. Modern day cases that raise these complexities include opioids, talcum powder, oil spills, climate change, and #metoo. The plaintiffs’ attorneys are incredibly savvy in their interactions with and attempts to manipulate the media. What can companies do to fight back?

**Moderator:**  
*Mollie Benedict, Tucker Ellis LLP, Los Angeles, CA USA*  
**Panelists:**  
*Nancy M. Erfle, Gordon Rees Scully Mansukhani, LLP, Portland, OR USA; Jess Krochtengel, Assistant Managing Editor, Law360, Dallas, TX USA; Richard S. Levick, Levick Strategic Communications, Washington, DC USA; Sabrina H. Strong, O’Melveny & Meyers LLP, Los Angeles, CA USA*

9:30 - 9:45 a.m.  
**REFRESHMENT BREAK**

9:45 - 10:15 a.m.  
**What if We Could Solve the Problem of Over-Discovery?**  
New thinking about the costs of discovery is leading innovative lawyers, scholars, and judges to ask: Why isn’t there a rule governing who pays for discovery requests? Although the Federal Rules of Civil Procedure regulate multitudinous aspects of discovery practice, they are silent on the issue that can matter most to the parties and the dynamics of litigation. The reason might surprise you. Explore the past, present, and future of “requester-pays” discovery in this thought-provoking and practical “TED Talk”-like presentation.

**Presenter:**  
*Alexander Dahl, General Counsel, Lawyers for Civil Justice, Washington, DC USA*

10:15 – 11:30 a.m.  
**Navigating Rough Waters – Crucial Decision Points in Government Enforcement and False Claims Actions**  
The Department of Justice continues to report record recoveries in government enforcement and False Claims Act (“FCA”) actions. Navigating these cases can often take companies into rough, or even uncharted, waters. There are multiple decision points that require a company to balance the transactional cost of potential litigation with the detrimental effects of a prolonged government investigation. This interactive session will examine the timeline and lessons learned from one healthcare company’s seven year negotiation with the DOJ and OIG. The panel will consider important questions such as: Has the Granston Memo, the Brand Memo, and Escobar really changed anything with regard to FCA liability? And if so, how can those issues affect negotiations with the government? How does a company gauge whether to enter into a Corporate Integrity Agreement? What lessons can the company learn to reduce future FCA risk? How can the company’s own data help in this analysis?

**Moderator:**  
*Kimberly Bessiere Martin, Bradley LLP, Huntsville, AL USA*  
**Panelists:**  
*Patrick Darby, Corporate Lawyer, Encompass Health Corporation, Birmingham, AL USA; Christi Daniel Lunsford, Vice President and Associate General Counsel, Encompass Health Corporation, Birmingham, AL USA*
11:30 a.m. - 12:00 p.m.

LUNCH

12:00 – 12:45 p.m.

KEYNOTE SPEAKER
Harold Watson “Trey” Gowdy III: former federal prosecutor and U.S. Representative for South Carolina’s 4th Congressional District, Partner at Nelson Mullins Riley & Scarborough LLP, Greenville, SC USA

12:45 – 1:00 p.m.

REFRESHMENT BREAK

1:00 – 2:15 p.m.

When Congress Calls: Strategies for Preparing for Investigations and Testimony on the Hill
One of the most daunting challenges for both in-house and outside counsel is guiding your client through the unique world of Congressional investigations. What are the best strategies for responding to a request for records from a Congressional subcommittee? Once an investigation begins, can anything be done to slow it down or stop it? How do you select the best person to give sworn testimony before Congress, and what advice do you give them? Our experienced panelists will offer practical advice on what your clients should and should not do when faced with a Congressional inquiry. The panel will also analyze the sensitive intersection between responding to Congress and balancing the risk to civil litigation and other governmental actions.

Moderator: James F. Rogers, Nelson Mullins Riley & Scarborough, Columbia, SC USA
Panelists: Emmet T. Flood, Williams & Connolly LLP, Washington, DC USA; Leslie Kiernan, Kiernan PLLC, Washington, DC USA; Veronica Lei, Assistant General Counsel – Litigation and Legal Compliance, Eli Lilly & Company, Indianapolis, IN USA

2:15 – 2:30 p.m.

REFRESHMENT BREAK

2:30 – 3:30 p.m.

A View from the Bench in 1820 and 2020
In today’s fast-paced world where trial lawyers focus on the use of technology in trials, Judge Robert Conrad will look back in history at the courtroom as designed by Thomas Jefferson. Used in certain courtrooms of the Commonwealth of Virginia since the early eighteenth century, the Jeffersonian courtroom puts the jury box in the center of the courtroom, beneath the judge with the witness box facing the jury in the center of the well and counsel tables on either side of the jury. Judge Conrad will discuss why he believes the Jeffersonian courtroom is the better design for jury trials than the typical design that has been incorporated in most U.S. courthouses. Judge Conrad also will provide his thoughts on what the vanishing jury trial means for the bench and bar, and best practices for trying cases in a federal courtroom.

Presenter: The Honorable Robert J. Conrad, United States District Judge for the Western District of North Carolina, Charlotte, NC USA

3:30 – 3:45 p.m.

REFRESHMENT BREAK

3:45 – 4:45 p.m.

Lessons Learned from Infamous Corporate Characters
Rule 1.13 has a lot to say about the ethical obligation of corporate counsel. It touches on everything from internal investigations, wondering ‘who is the client,’ and deciding whether you can represent an officer of the company. But most lawyers don’t know that the rule has been shaped by some very unsavory characters…and this might be the first time you hear Enron, Bernie Madoff, and Charlie Sheen all mentioned in the same CLE program! Join “CLE Performer” Stuart Teicher, Esq, as he discusses privilege, the “two hats” issue, and more…in a way that will keep you awake and engaged!

Presenter: Stuart I. Teicher, Adjunct Professor of Law, Georgetown University Law Center, New Brunswick, NJ USA

4:45 – 5:00 p.m.

CONCLUDING REMARKS – DAY ONE
John T. Lay, Jr., Corporate Counsel College Dean, Gallician, White & Boyd, P.A., Columbia, SC USA

5:00 – 6:30 p.m.

COCKTAIL RECEPTION
FRIDAY, APRIL 17, 2020

7:15 - 8:00 a.m.
BREAKFAST

8:00 - 9:15 a.m.
How Do You Put Diversity to Work?
You know diversity matters, but how do you put it to work and why? How does your office ensure inclusion at every level? To build a diverse and inclusive culture and team, it’s time to shift from talking points to action. This panel of in-house counsel will discuss why inclusion at every level in the in-house team and among outside counsel is important to building the highest-performing teams: teams comprised of people who have different perspectives resulting from different life experiences. As these companies develop their team goals, targets, and objectives, and as they solve problems, diversity of thought ensures that they are analyzing those goals and planning for the implementation of such goals with a mindset that anticipates obstacles and challenges from various perspectives. Diversity of thought results in more robust strategic planning and analyses than would be achieved if everyone was like-minded and had the same life experiences.

Moderator: Deborah K. St. Lawrence Thompson, Nelson Mullins Riley & Scarborough LLP, Baltimore, MD USA
Panelists: Tiffany Amlot, General Counsel/Corporate Secretary, John Crane, Inc.; General Counsel – Litigation, Smiths Group, Chicago, IL USA; Veronica Lei, Assistant General Counsel – Litigation and Legal Compliance, Eli Lilly & Company, Indianapolis, IN USA; Phyllis Golden Morey, Vice President & Deputy General Counsel – Litigation, Ingersoll Rand, Charlotte, NC USA; William D. Purnell, Assistant General Counsel, Litigation & Claims, SPX Corporation, Charlotte, NC USA; Jamey Seely, Executive Vice President, General Counsel & Corporate Secretary, Gates Corporation, Denver, CO USA

9:15 - 9:30 a.m.
REFRESHMENT BREAK

9:30 - 10:45 a.m.
Declining Trust in Corporations and Staggering Civil Verdicts: How Did We Get Here and What Is Being Done?
While the past few years have enjoyed welcome economic prosperity and low unemployment, they have simultaneously witnessed a rapid decline in trust of societal institutions, including business, media, and government. For corporations and attorneys representing them, this mistrust has manifested itself in a surge of litigation followed by irrational verdicts from which no industry is immune.

This panel, including a seasoned jury consultant, the President of the Institute for Legal Reform, and a veteran in-house attorney from one of the world’s largest public companies, will address the leading causes for the decline in corporate trust, as well as the attendant rise in litigation and staggering verdicts. The panel will also discuss solutions to cultivate corporate trust, legislative initiatives to combat the rising tide of litigation, and defense strategies to minimize outrageous verdicts.

Moderator: Christopher S. Berdy, Butler Snow LLP, Birmingham, AL USA
Panelists: Rick R. Fuentes, Founding Partner, R&D Strategic Solutions, Mobile, AL USA; Harold H. Kim, President, U.S. Chamber of Commerce Institute for Legal Reform, Washington, DC USA; Richard R. Roberts, Vice President–Litigation & Employment, Federal Express Corporation, Memphis, TN USA

10:45 - 11:00 a.m.
REFRESHMENT BREAK

11:00 a.m. - 12:15 p.m.
Teaching “Legalese” to a Computer to Make Data Talk
This panel will address how lawyers are using AI and machine learning to extract valuable information from big data, and how data is being used in litigation management now, in the future and in ways yet to be imagined.

Moderator: Kyle H. Dreyer, Program Coordinator–Litigation Management LLM, Baylor Law School, Dallas, TX USA
Panelists: Terri Ahrens, Associate General Counsel–Litigation, U.S. Foods, Chicago, IL USA; Richard Finkelman, Managing Director, Berkeley Research Group LLC, Washington, DC USA; Patrick J. Lamb, Valorem Law Group, Chicago, IL USA

12:15 - 12:30 p.m.
CLOSING REMARKS
John T. Lay, Jr., 2020 Corporate Counsel College Dean, Gallivan, White & Boyd, P.A., Columbia, SC USA
Andrew Kopon Jr., 2021 CCC Dean, Kopon Airdo, LLC, Chicago, IL USA
The Ritz-Carlton is set atop Water Tower Place, high above prestigious North Michigan Avenue, and features exquisite décor, intuitive service, and one of the city’s most acclaimed restaurants. The Ritz-Carlton offers a setting of unmistakable grandeur, ideal for business or for leisure.

RESERVATIONS AND ROOM RATES
The room rate, which is subject to the current applicable occupancy and sales tax per room, per night, is $299 for a City View King Room with a maximum of 2 adults per room. In order to make your hotel reservation you must first register for the meeting with the IADC. Once registered, a link will be generated by the IADC along with your registration confirmation that will allow you to secure a hotel room at The Ritz–Carlton. You must contact the hotel directly, either by web link or telephone. Hotel reservations in IADC’s room block and at the group rate are for registered attendees only. Reservations must be made prior to Monday, March 23, 2020. Unused rooms held for this meeting will be released on this date. Any reservation requests received after March 23, 2020 will be accepted only on a space available basis at the group rate. Please note that the room block may fill before March 23, so we encourage you to register with the IADC so that you can make your hotel reservation early. Cancellations must be made at least 48 hours in advance of check-in to avoid forfeiture of first night room deposit. Check-in time is 4:00 p.m. and check-out time is 12:00 noon CST.

GROUND TRANSPORTATION
Average one-way cab fare to the hotel from O’Hare International Airport is $40–$50 and from Midway Airport is $35–$45. GO Airport Express provides service from both O’Hare and Midway airports to downtown Chicago for discounted fares. For more information, please visit the GO Airport Express website at www.airportexpress.com. During rush hour times, you may consider taking the Orange Line train (Midway) or Blue Line train (O’Hare) to the downtown Loop stations and taking a short cab ride to the hotel. (www.transitchicago.com)

CLIMATE AND DRESS
When packing for your trip, please note that average temperatures in Chicago this time of year range from a high of 60 degrees Fahrenheit to a low of 40 degrees Fahrenheit. Business attire is recommended for the meeting.

REGISTRATION FEES AND PROCEDURES
IADC outside counsel members – contact your in-house clients today and invite them to join you at the Corporate Counsel College. Outside counsel members and partners of members can attend the College only if they are accompanied by a client. The package registration fee is $1,795 [includes one outside counsel ($1,300) and one in-house client ($495)]. The fee for additional clients is $450 each. For in-house counsel and insurance executive members and in-house counsel and insurance executive non-members who are attending on their own, the fee is $495. Please fill out the registration form and send it to the IADC office or register online at www.iadclaw.org.

CLE CREDIT
Approximately 9 hours of general and 1 hour of ethics CLE credit in 60-minute states and 10.8 hours of general and 1.2 hour of ethics CLE credit in 50-minute states will be requested for accreditation from all mandatory continuing legal education jurisdictions.

CPD CREDIT (CANADA)
The IADC is a Pre-Approved Provider of CPD Credit with the Law Society of British Columbia. The Quebec CPD Committee recognizes courses approved by other Canadian bars as approved in Quebec. 10 CPD credits are available for attendance at the Corporate Counsel College.
CANCELLATION POLICIES
Registration Fee: A CASH REFUND, less a $150 processing fee, will be made if a written notice of cancellation is received by the IADC office more than thirty (30) days prior to the first day of the meeting. No reason for the cancellation need be provided for a timely notice of cancellation. NO CASH REFUND will be made if notice of cancellation is received by the IADC office thirty (30) days or less prior to the first day of the meeting. However, if special circumstances arise before the meeting which prevent attendance, a member may request a future meeting credit. The request needs to be in writing and submitted to the IADC office. It should be directed to the Finance Committee’s attention and note the special circumstances which caused cancellation. The credit request can only apply to meeting registration fees (not air, hotel, activity, tour, or special event fees) and, if approved, will be valid for use toward any IADC meeting for one (1) year from the date of the meeting for which credit is requested. A $150 processing fee will be deducted from the total future meeting credit. All future meeting credit requests will be considered by the Finance Committee and the decision of that Committee will be final.

A SPECIAL NOTE FOR THE DISABLED
The IADC wishes to ensure that no individual with a disability is treated differently from other individuals because of the absence of auxiliary aids and services. If you are in need of auxiliary aids or services or have any other questions about the Corporate Counsel College, please contact Melisa Maisel Vanis, Director of Professional Development, at mmaisel@iadclaw.org.

DATA PRIVACY AND COLLECTION
Data is collected on attendees through the registration form for the purposes of executing the meeting and communicating with attendees about the meeting. Meeting sponsors have access to the registration list provided to all attendees. If any attendee has questions on data use and privacy, please contact Executive Director Mary Beth Kurzak at mkurzak@iadclaw.org.

PHOTO POLICY
Photos are taken onsite at the meeting by staff and hired photographers and those photos of meeting attendees may be used in association marketing. These photos also are posted on a site accessible to meeting attendees after the meeting. If there are any photos in the online photo album that you are in and you wish to be deleted, please contact Ashley Hatfield at ahatfield@iadclaw.org.

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## 2020 CORPORATE COUNSEL COLLEGE REGISTRATION FORM

**DATE:** April 16 - 17, 2020  •  **LOCATION:** The Ritz-Carlton, Chicago, Illinois USA

By checking this box, I agree to provide the IADC with the contact information required on the form to register myself and my guest(s) for this meeting. The information will be used for the purposes of providing meeting benefits included in the registration fee, for registration lists circulated to attendees and sponsors, and for contact before and during the meeting regarding meeting events.

### IADC OUTSIDE COUNSEL MEMBER AND CORPORATE CLIENT PACKAGE

IADC outside counsel members must bring an in-house client to attend. Fee includes registration for member and client.

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### INSURANCE EXECUTIVE AND IN-HOUSE COUNSEL ATTENDEE

For in-house counsel and insurance executive members and non-members who are attending on their own or for additional clients attending with an outside counsel IADC member. For members bringing additional clients, the fee for additional clients is $450.

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### PAYMENT

Complete and mail or fax form with payment to: IADC, 303 West Madison, Suite 925, Chicago, IL 60606 or fax to +1.312.368.1854.

- [ ] Check/Money Order (Payable to the IADC in USD)  - [ ] AMEX
- [ ] Visa  - [ ] MasterCard

Number: ____________________________  Expiration Date: _____________  Security Code: ____________

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Signature: ____________________________

If you wish to pay by wire transfer, please contact the IADC for routing information.

**Please note:** You must register for the meeting prior to reserving rooms at the hotel. You will receive a code with your meeting confirmation that will allow you to reserve a room at The Ritz-Carlton. Questions? Call +1.312.368.1494.

International Association of Defense Counsel • 303 West Madison, Suite 925, Chicago, IL 60606 USA
Phone: +1.312.368.1494  Fax: +1.312.368.1854  Web: www.iadclaw.org
**WHO SHOULD ATTEND?**

- In-house counsel responsible for hiring and managing outside counsel
- Senior insurance industry executives
- Corporate compliance officers
- Senior executives and counsel to non-profit corporations
- Heads of corporate governmental relations departments
- Heads of litigation departments
- Experienced outside defense trial counsel

The IADC Corporate Counsel College is designed to be an interactive and dynamic learning experience that takes advantage of the vast knowledge and experience of panelists, in-house corporate counsel, and the outside counsel attendees. While each session will follow a slightly different format, panelists and moderators will share their experiences and what they learned. The moderators will engage the audience and panel members in a spirited and educational discussion about the issues, sometimes posing hypothetical situations to stimulate further discussion.