

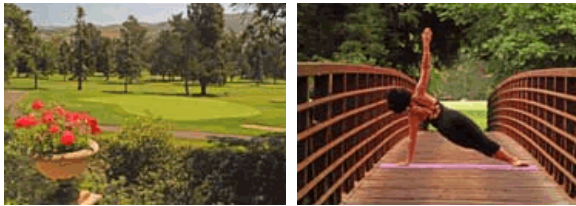


Uncorking Litigation Management Expertise

*The Silverado Resort
Napa Valley, California*

Evoking elegance and sophistication of days past, the Silverado Resort, located in Napa Valley wine country, California, invites guests to step back in time and be pampered with luxury accommodations.

The Resort provides the undeniable comforts that keep guests coming back to this 1,200-acre retreat located at the gateway to the Napa Valley Wine Country.



First Name:

Last Name:

Position/Title:

Company:

**Business
Phone:**

Fax:

Home Phone:

Email:

**Company
Address 1:
Company
Address 2:**

City:

State:

Zip:

**Name of
Spouse or Sig.
Other
Attending:**

**Invited By:
(Firm and
Last Name)**

If you weren't invited by a Network Firm, please let us know how you heard of us.

Comments:

Let us know of any special circumstances or requests that will help us make your stay with us more comfortable. E.g., nick names, two rooms, no room, dietary, children, no smoking

Day 1 (Friday, April 24) – Opening Statements



8:30a – 8:35a
NETWORK CHAIR
Warren Platt -- Snell & Wilmer (Orange County, CA)



8:35a – 8:40a
SEMINAR Co-CHAIRS
Bruce Friedman -- Bingham
McCutchen (Southern CA)
Tony White -- Thompson Hine
(Columbus, OH)
James Miller -- Akerman Senterfitt
(Miami, FL)

Session I



8:40a – 9:00a
**COST VS. VALUE: BEYOND BUDGETS,
TOWARD TRUST**
Jack Sharman -- Lightfoot Franklin & White
(Birmingham, AL)
Unchecked and non-policy-based billing practices can impair or destroy attorney-client relationships. Pressure to produce revenue can bump up against professional conduct and excellence in client service. There may be better surrogates for value than hours billed. Increasing pressure to control costs is forcing law departments and

their outside counsel to reassess business models. Jack Sharman offers concrete suggestions for in-house lawyers to maximize value while fostering relationships of trust with outside counsel producing exceptional results.



9:00a – 9:20a
HAS 'CAFA' MADE A GOOD-TASTING BREW?
 Mark Miller -- Wildman Harrold (Chicago, IL)
 The Class Action Fairness Act ("CAFA") went into effect more than four years ago. Has it had the desired effect? We'll look at the resulting trends in class action litigation, plaintiffs' evolving pleading strategies, and the new tactics defendants are using to successfully "de-CAFA-nate" the class action industry, with a special focus on consumer class actions.



9:20a – 9:40a
THE WEB AS A WEAPON
 Jeff Hines -- Goodell, DeVries, Leech & Dann (Baltimore, MD)
 Facebook, Blogs, Zillo, Zaba, Google, Cache, You Tube, MySpace -- Disgrace. Damaging information is posted on the web everyday. Trial Lawyer Jeff Hines will show us how to gather and use such information, as well as how to prevent it from being used against your client.



9:40a – 10:20a
**PANEL DISCUSSION: MASS TORT CASES CAN BE WON:
 BUT YOU NEED TO BE RESOURCEFUL AND AGGRESSIVE**
 Moderator: Tom Tardy -- Forman Perry Watkins Krutz & Tardy (Jackson, MS)
 The untold story of how perseverance, determination, creativity and hard work can reign in out-of-control judicial anomalies.

With Discussion By:
Tom Hill -- Vice President of Environmental Claims / General Electric
John Fitzpatrick -- Wheeler Trigg Kennedy (Denver, CO)
Paul Slater -- General Electric

Refreshment and Coffee Break



Session II

10:50a – 11:10a
INFORMATION IS POWER
 Phillip Sykes -- Forman Perry Watkins Krutz & Tardy (Jackson, MS)
 Trial lawyer Phillip Sykes harnesses 21st-century technology to develop proprietary

rooms, king size bed, non-standard arrival or departure needs, etc.

Most Guests are arriving on Thursday, April 23 and Departing on Sunday, April 26 Please enter your Arrival and Departure dates below

Arrive: Apr Depart: Apr

CLE INFORMATION
 Please enter below the State(s) that you are admitted to and your ID Number(s)

State1: ID:
 State2: ID:
 State3: ID:
 State4: ID:

Seminar Agenda

- THU APR 23 7:00p Opening Reception and Dinner on the Fairway Deck
- THU APR 23 10:00p Hospitality Suite
- FRI APR 24 7:30a Continental Breakfast on the Fairway Deck
- FRI APR 24 8:30a CLE SuperCourse Day 1 Begins
- FRI APR 24 10:00a Spouse/Significant Other Cooking Demonstration
- FRI APR 24 12:50p CLE SuperCourse Day 1 Concludes
- FRI APR 24 1:30p Afternoon Recreation: Golf, Winery Tour, Spa
- FRI APR 24 6:30p Busses Board for Dinner at the Culinary Institute of America
- FRI APR 24 10:00p Hospitality Suite
- SAT APR 25 7:30a Continental Breakfast on the Fairway Deck
- SAT APR 25 8:30a CLE SuperCourse Day 2 Begins
- SAT APR 25 12:40p CLE SuperCourse Day 2 Concludes
- SAT APR 25 1:30p Afternoon Recreation: Golf, Photo Safari, Winery Tour, Spa
- SAT APR 25 6:30p Busses Board for Dinner at Markham Vineyards
- SAT APR 25 10:00p Hospitality Suite

Recreation

Golf at Silverado



databases used by clients to dismiss lawsuits, leverage favorable settlements, and disqualify suspect jurors.



11:10a - 11:30a
Defeating Private WhistleBlower Claims
Christine Welstead -- Akerman Senterfitt (Miami, FL)

A patchwork of state laws protect public and private sector whistleblowers. Recent legislative and case law developments provide real world strategies for winning at trial by tailoring defenses to jury attitudes about whistleblowers.



11:30a - 11:50a
MANAGING THE ASSAULT ON TASER
David Neave -- Blake Cassels & Graydon (Canada)

The death of Robert Dziekanski at the Vancouver Airport in October 2007 has attracted and continues to attract world wide attention. This incident resulted in an unprecedented attack on the safety of TASER devices despite extensive peer reviewed human medical research showing the devices are safe. Doug Klint, Vice President and General Counsel of TASER International, Inc. and David Neave of Blakes Vancouver will discuss the manner in which the company has dealt and is dealing with the assault on TASER.

With Discussion By:

Doug Klint -- General Counsel / Taser International



11:50a - 12:10p
KEYWORD TRADEMARK TRAPS
Tony Lathrop - Moore & Van Allen (Charlotte, NC)

The use of sophisticated keyword search tools and metadata in Internet search requests is spawning litigation over infringing use of trademarked words and phrases. In-house and outside counsel are being called upon to represent clients on both sides of those cases, as well as to protect against being blindsided. This presentation will provide useful strategies and tactics for winning, and avoiding costly Internet trademark litigation.



12:10p - 12:50p
PANEL DISCUSSION: WHEN AN INSURANCE COMPANY GOES BUST

Moderator: Bruce Friedman -- Bingham McCutchen (Santa Monica, CA)
The current economic crisis as well as other runs on insurance funds (e.g., mass tort claims) is putting substantial pressure on insurance companies, some of which may fail. A patchwork of insurance guarantee



Enjoy Silverado's natural beauty by playing their 18-hole Napa Valley Wine Country golf courses, in the distinctive style of its architect, Robert Trent Jones, Jr. The resort's courses cover 360 acres and feature lush vegetation, ponds, lakes,

three creeks, trees arching over the fairways and artfully placed traps and greens. Home of the Transamerica Senior PGA Championship, Silverado hosted the Smothers European Mercedes-Benz Napa Valley Mustard Festival Golf Benefit on the South Course.



The Ultimate Winery Tours

Learn the secrets to making great Napa Valley wines during two days of unique winery tours. Our private vineyard tours of Artesa, Andretti and Behringer detail the unique geology and climate of this section of California and looks at the discoveries

made by early wine pioneers. Enjoy wine tasting with spectacular panoramic views.



Wine Country Photo Safari

Learn photography in the beautiful Wine Country with renowned photographer Keith Rosenthal, a fun and a great teacher. His hands-on class provides each guest with individual attention for all levels of photographic experience. The class will be

in the field with private access to the vineyards and barrel rooms of famous wineries. Bring your own camera or we will have a supply of disposable cameras available.



The Silverado Spa

Inspired by the serene sophistication of a classic Roman spa, The Spa at Silverado offers fitness, Spa and salon services surrounded by tranquil garden courtyards and breathtaking scenic views. Our goal is to offer both the novice and seasoned

spa-enthusiast a haven of absolute relaxation and healthy rejuvenation - our philosophy is, quite simply, to create joy.

funds and State regulatory schemes control liquidations of insolvent insurers. However, they often fail to provide full protection to all policyholders and claimants. This panel will explore the rights of insured companies in the event of carrier insolvency.

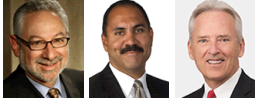
With Discussion By:

David Wilson -- Chief Executive Officer /
California Department of Insurance
Conservation Liquidation Office

Ben Jeffers -- Dykema (Detroit, MI)

Steve Johnson -- Gibbons (Philadelphia, PA)

Day 2 (Saturday, April 25) – Welcome Back



8:30a – 8:40a

SEMINAR Co-CHAIRS

Bruce Friedman -- Bingham
McCutchen (Southern CA)

Tony White-- Thompson Hine
(Columbus, OH)

James Miller -- Akerman Senterfitt
(Miami, FL)

Session III



8:40a – 9:00a

NEW AND TREACHEROUS CPSIA RULES

Bradley Petersen -- Snell & Wilmer (Phoenix,
AZ)

The Consumer Product Safety Improvement Act. Given little binding guidance by the CPSC, businesses will lose hundreds of millions of dollars as a result of the destruction of non-compliant inventory, as well as recalls, and laboratory and attorney fees. Even businesses that have been diligent have not been able to achieve full compliance as a result of onerous deadlines. Recent CPSIA developments will be discussed with a focus on serious current business implications; how to navigate the treacherous waters of the CPSIA and protect your company from civil and criminal liability.



9:00a – 9:20a

CONTROLLING HINDSIGHT BIAS IN JURY TRIALS

Tom Allen -- Weinberg, Wheeler, Hudgins,
Gunn & Dial (Atlanta, GA)

Trial lawyer Tom Allen talks about the cognitive dysfunction known as hindsight bias and how it can be used in litigation to impeach witnesses, especially experts, and bar the admission of some types of evidence. In doing so, he will use as an example an approach he took in a serious criminal case, including photographs that the plaintiff attempted to use as evidence of notice.

9:20a – 9:40a

U.S.S.C. DEVELOPMENTS IN FEDERAL PREEMPTION

Jim Hooper -- Wheeler Trigg Kennedy
(Denver, CO)

Preemption is a constitutional doctrine that



has been used to bar State-based liability in certain cases where the Federal government has acted. Under the Supremacy Clause, federal law trumps conflicting State statutes, regulations, and common-law claims. *Altria*, *Riegel*, and other recent decisions of the Roberts Court tell us a great deal about the vitality of the doctrine, where the fighting issues stand, and the kinds of cases that are good or poor candidates for assertion of a preemption defense.



9:40a – 10:20a

PANEL DISCUSSION: E-DISCOVERY CHALLENGES FACING IN-HOUSE COUNSEL

Moderator: Roger McCleary -- Beirne Maynard & Parsons (Houston, TX)

A recent survey indicates that one in ten in-house counsel believes his/her company is ready for electronic discovery requests, while most note that their companies are unprepared. This panel will look at the new rules and talk about their own experiences.

With Discussion By:

Heather Bryden -- Director and Assistant General Counsel, E-Discovery & Litigation / Capital One Financial

Kathleen Foster -- Senior Counsel / Nissan North America

Jon Barton -- Sandberg, Phoenix & vonGontard (St. Louis, MO)

Joseph Ortego -- Nixon Peabody (New York, NY)

Krystal Bowen -- Bingham McCutchen (San Francisco, CA)

Refreshment and Coffee Break



Session IV



10:50a – 11:10a

EXCLUDING EXPERT TESTIMONY

David Herr -- Maslon, Edelman, Borman & Brand (Minneapolis, MN)

The importance of excluding your adversary's expert testimony cannot be overstated.

Veteran trial lawyer David Herr will discuss techniques for challenging expert testimony, both in the trial court and on appeal.

11:10a – 11:30a

"WE ARE FROM THE GOVERNMENT. WE ARE HERE TO HELP"



Scott O'Connell -- Nixon Peabody (Boston, MA)
 The new administration in Washington brings a wave of new priorities for the Justice Department and associated exposure areas for corporate America. Unprecedented spending for the financial services bailout (TARP) and the economic stimulus package will be closely scrutinized for fraud and abuse. A tsunami of regulation and control is inevitable. Preparation can help prevent your company from being swamped when the tsunami of regulation hits us. Trial lawyer Scott O'Connell -- Leader of Nixon Peabody's Financial Recovery Initiative -- will discuss getting your company and its executives ready for the Big Kahuna.

Closing Statements Before Break-Outs



11:30a - 11:40a
 network chair
 Warren Platt -- Snell & Wilmer (Orange County, CA)

Litigation Management Break-Outs (1 Hour)



SESSION A:
 LITIGATION MANAGEMENT
 Moderator:
 Alex Marconi- Snell & Wilmer (Phoenix, AZ)
 Room: Royal Oak

Discussion Group Leaders::
James Miller - Akerman Senterfitt (Miami, FL)
Jim Villa - General Counsel / AOL
R. Bruce Whitney - Chief Litigation Counsel / Air Products and Chemicals



SESSION B:
 LITIGATION MANAGEMENT
 Moderator:
 Carol Michel - Weinberg, Wheeler, Hudgins, Gunn & Dial (Atlanta, GA)
 Room: Chappallet / Mondavi

Discussion Group Leaders::
Gwyn Quillen - Bingham McCutchen (Southern CA)
Teresa Bartosiak - Sandberg, Phoenix & von Gonatrd (St. Louis, MO)
Sandi Pack - Litigation Attorney / Caterpillar
Wendi Boyden - Supervisor, Employment Practices / Lexington Ins.
Maureen Middleton - V. President and Asst. GC / Primerica

SESSION C:
 MANAGING IN-HOUSE COUNSEL'S EXPECTATIONS IN LITIGATION
 Moderator:



Bob Kerrigan – Deutsch, Kerrigan & Stiles
(New Orleans, LA)
Room: Martini / Trefethen

Discussion Group Leaders::

Tony Portuese – Assistant General Counsel,
Litigation / GAB Robins

Frank Ferrara – Associate General Counsel /
Veolia Water

Kelly Corr – Corr Cronin Michelson
Baumgardner & Preece (Seattle, WA)



SESSION D:

LITIGATION MANAGEMENT

Moderator:

Miguel Pozo – Lowenstein Sandler (Roseland,
NJ)

Room: Sebastiani / Chandon / Behringer

Discussion Group Leaders::

Lance McPherson – Vice President and
Senior Counsel / MTV

Vate Powell – Vice President, Litigation and
IP / MTV



SESSION E:

LITIGATION MANAGEMENT

Moderator:

Ellen Darling – Snell & Wilmer (Orange
County, CA)

Room: Buena Vista / Sutter Home

Discussion Group Leaders::

Steve Fogg – Corr Cronin Michelson
Baumgardner & Preece (Seattle, WA)

Brendan O'Rourke – Manager, AE Claims /
Lexington Insurance

Joe Cincotta – Gibbons (Philadelphia, PA)