The ABA Section of Litigation Products Liability Committee 7th Annual WOMEN IN PRODUCTS LIABILITY Regional CLE Workshop

Thursday, Sept. 14, 2006
DEAR COLLEAGUES

We are pleased to invite you to join us for the Seventh Annual Women in Products Liability Regional CLE Workshop sponsored by the Women in Products Liability Sub-Committee of the Products Liability Committee of the Section of Litigation of the American Bar Association. We have once again assembled an exceptional, diverse and well-rounded group of moderators and panelists of in-house, plaintiffs and defense counsel, members of the judiciary and consultants to the legal profession to discuss important topics in the field of products liability litigation. The outstanding CLE and networking opportunities make this seminar one not to be missed. We look forward to seeing you in Las Vegas this year!

2006 Program Co-Chairs
Kelly Anne Luther
Clarke Silverplate & Campbell, P.A.
Megan S. Wynne
Morris Polich & Purdy LLP

Women In Products Liability Sub-Committee Co-Chairs
Leta Geisman
Bullivant Houser Bailey, PC
Joanne Gray
Goodwin Proctor LLP

Products Liability Committee Co-Chairs
Stephanie A. Scharf
Jenner & Block LLP
Gary J. Spahn
Troutman Sanders LLP

The ABA Section of Litigation Products Liability Committee 7th Annual
WOMEN IN PRODUCTS LIABILITY Regional CLE Workshop

LAS VEGAS, NV
THURSDAY, SEPT. 14, 2006

Las Vegas Regional Justice Center
200 Lewis Avenue
Las Vegas, Nevada

Networking reception to follow at the Regional Justice Center - 5:15-7:15 pm

Please contact:
Kelly Anne Luther at (305) 347-1542
kluther@cslawfirm.com or
Megan S. Wynne at (213) 417-5109
mwynee@mpplaw.com
for additional information
**Registration and Breakfast**
8:30 – 9:45 am

**Welcome and Introduction**
9:45 – 10:00 am

**Getting Up and Running When Trouble Hits**
10:00 – 11:00 am

Overnight, your company’s product becomes the target of product liability litigation. What happens next? If you are in-house counsel, whom do you hire to defend your company, and how do you go about making that decision? If you are retained as national counsel, how do you safeguard your client’s interests in multiple jurisdictions simultaneously? If you are retained as local counsel, have you ensured that you incorporate significant developments occurring in the litigation in other jurisdictions? These panelists will discuss the best practices for the effective, efficient, and harmonious coordination of product liability litigation.

**Under Deconstruction**
11:10 – 12:10 pm

Your opponent has the latest scientific study, which by all accounts appears unassailable. Noted in-house and trial counsel will open the toolbox of study deconstruction strategies and impart their tips on “checking the builder’s qualifications.” Do the scientists who published the study and the expert endorsing the study have the right qualifications? The panel will also discuss methods for exposing weaknesses in the study’s foundation: Does the study meet code? Were proper scientific protocols followed? How do you go about obtaining the “behind-the-scenes” work papers? What other ways are available to measure a study’s validity? All of this and more will be covered in “Under Deconstruction.”

**Moderators:**
Janet Richardson  
Corporate Counsel  
Advanced Medical Optics, Inc.  
Santa Ana, CA  
Mary T. Yelenick  
Partner  
Chabourne & Parke LLP  
New York, NY

**Panelists:**
John W. Getzinger  
Senior Legal Counsel  
Medtronic, Inc.  
Minneapolis, MN  
Heather F. Harner  
Corporate Counsel  
Varian Medical Systems, Inc.  
Palo Alto, CA

**Moderators:**
Jan E. Dodd  
Partner  
Kayes Scholer LLP  
Los Angeles, CA  
Andrea Roberts  
Partner  
Baker & Daniels LLP  
Indianapolis, IN

**Panelists:**
Elizabeth “Kate” Helm  
Partner  
Morris, Manning & Martin, LLP  
Atlanta, GA  
Deody Klar  
Associate General Counsel  
Aicon Laboratories, Inc.  
Forth Worth, TX  
Tina Nieves  
Founding Partner  
Gancedo & Nieves LLP  
Pasadena, CA  
Dr. Maureen T.F. Reitman  
Principal Engineer  
Exponent, Inc.  
Bowie, MD  
Valerie Williams  
Director of Litigation  
Michelin North America, Inc.  
Greenville, SC

**Networking Lunch**
12:10-1:30 pm
Tried and True: Techniques for Direct and Cross Examination of an Expert Witness  
1:30 – 2:30 pm  
During this session, we will conduct a mock direct and cross-examination of an expert in a courtroom setting to demonstrate effective techniques for putting your expert on as a witness and cross-examining another party’s expert. A judge will offer tips on how to qualify your expert to testify and will further discuss the current state of the law on the disqualification of an expert. When preparing your expert to testify, have you considered the impact made by your expert’s demeanor, dress, and speaking style? Our jury consultant will address these issues and more when we discuss how best to prepare your expert to testify at trial for maximum impact on your jury and/or judge.

Ethical Considerations for Trial Lawyers  
2:40 – 3:40 pm  
From jury selection to closing argument, the group of distinguished panelists will highlight the most common and avoidable ethical mistakes made by lawyers during trial. Such mistakes may involve conduct giving rise to a Batson challenge or other improper conduct relating to the impartiality and decorum of the tribunal (Model Rule 3.5) during jury selection. Other common mistakes include those implicating Model Rules 3.3 and 3.4 pertaining to conduct toward the tribunal and fairness to an opposing party or counsel during opening statement, witness examinations, and closing argument. Trial Publicity (Model Rule 3.6) and violations of the Golden Rule may also present issues during the course of a trial. We will discuss how playing by the Rules (or not) can significantly impact your case in the eyes of the jury, your client, the court and the bar.

Afternoon Break  
3:40 – 4:00 pm

Business Development, Practice Management and Personal Satisfaction in the First 10 Years: What You and Your Mentors Can Do Now  
4:00 – 5:00 pm  
We all know it takes more than good lawyering to develop your own business or earn leadership or ownership roles in our organizations. This dynamic panel will address what you can do in your first 10 years to pursue and attain your professional and personal goals. They will also discuss what people in leadership roles today can do for women in those first 10 years to foster future mutual success. This panel will provide invaluable insight and advice on how women establish and maintain careers that are professionally and personally rewarding.

Networking Reception at Regional Justice Center  
5:15 – 7:15 pm
Special Thanks to our Sponsors
Alston & Bird LLP
Bass, Berry & Sims PLC
Bullivant Houser Bailey PC
Clarke Silverglate & Campbell, P.A.
Goodwin Procter LLP
Kaye Scholer LLP
Morris Polich & Purdy LLP
PricewaterhouseCoopers, LLP
Stites & Harbison, PLLC

General Information

Accommodations
We recommend attendees consider staying at THIFhotel at Mandalay Bay or Mandalay Bay. Please contact the hotel directly at (877) 632-7800 or the ABA’s travel partner, Travelocity Business, at (866) 321-8403 (reference “ABA”) for the applicable rates over your travel dates and to make reservations.

Registration
Please return the registration form with your payment to Nayra Rojas at Clarke Silverglate & Campbell, P.A., 799 Brickell Plaza, Suite 900, Miami, FL 33131.

MCLE Credit
Credit has been requested from MCLE states with general requirements for all attorneys. Each state has its own rules and regulations; therefore, certain programs may not receive credit in some states. Please check with your state for confirmation of program’s approval or contact Karen Kasparaitis at 312-988-6245 for confirmation of the number of credits approved by any particular state.
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ABA MEMBER NO.

REGISTRATION FEE

$125.00 Section of Litigation members, $175.00 Non-Section members.

Checks for attendance should be made payable to the American Bar Association.

☐ I will attend the meeting and my check for $____0.00 is enclosed.

☐ I am unable to attend the meeting, but please send the course materials to the above address, at a cost of $35.00, a check for which is enclosed.

The registration fee includes course materials, continental breakfast, lunch, afternoon snack and cocktail reception following the meeting.

(Kosher meals upon request.)

Registrations received by September 1, 2006 will receive a CD-ROM of program materials prior to the conference.

TAX DEDUCTION FOR EDUCATIONAL PURPOSES

In the United States, an income tax deduction may be allowed for educational expenses undertaken to maintain or improve professional skills. This excludes registration, travel, meals and lodging (see Tres. Reg. 1.162.5)

(Coughlin vs. Commissioners, 203 F.2d 307)

DRESS

Business casual or casual dress is encouraged for all participants.

Providing your email address allows you to receive promotions & communication from the Section of Litigation and other ABA entities.

Financial scholarship applications are available for this program. To request an application or receive additional information contact Karen Kasparaitis at 312.988.6245 or visit http://abanet.org/litigation/

A shuttle to the Regional Justice Center will depart THEhotel at Mandalay Bay at 8:15 am.