

**FDCC Annual Meeting Program**  
**Sun Valley, Idaho**  
**July 31-August 3, 2019**

**Wednesday, July 31**

SECTIONS 7:45-8:45:

**Commercial** - “Real World Litigation Strategies That Will Keep Your Clients Happy”

Back, by popular demand, is Commercial Lit’s “lightning round presentation style.” A distinguished group of panelists will try to explain each topic in six minutes or less or face a penalty call from a whistle-toting referee. This format is lively and entertaining and produces a tremendous amount of information and discussion in a short period of time. Ashley Campbell (empowered with a whistle) will moderate the panel consisting of Dart Meadows, Eric Riegner, Joseph Guillot and Richard Coyne. The overall topic of “Real World Litigation Strategies” will include discussions on how to explain litigation to business clients, best practices for achieving early settlements, the evolving practice of “discovery on discovery” involving corporate document witnesses; recovery of consequential damages on vendor contracts, and the interplay between indemnity provisions and workers’ compensation statutes.

Speakers:      Ashley Campbell (moderator)  
                     Rasdale Liggett  
                     Raleigh, NC

                     Dart Meadows  
                     Balch & Bingham  
                     Atlanta, GA

                     Eric Riegner  
                     Frost Brown Todd  
                     Indianapolis, IN

                     Joseph Guillot  
                     Christovich & Kearney  
                     New Orleans, LA

                     Richard Coyne  
                     Wegman Kessler & Vanderburg  
                     Cleveland, OH

**LPM** - “Legal Bill Auditing”

[Description coming]

Speakers:      John Trimble  
                     Lewis Wagner  
                     Indianapolis, IN

**Construction/Reinsurance/Insurance - “A Hot Corner: The Intersection of Criminal Law and Insurance Coverage”**

In recent years, criminal law issues have arisen more frequently in the insurance context. We see criminality as a coverage defense, evidence from criminal proceedings in civil proceedings, criminalization of torts, coverage questions for “#MeToo Cases”, and many other issues. This panel will address this unique and interesting area.

Speakers: Sean Griffin (moderator)  
Dykema  
Washington, D.C.

Elizabeth Fitzpatrick  
General Counsel, Island Companies  
Calverton, NY

Kiera Goral  
Assistant Vice President, Professional Liability Claims  
QBE North America  
Plano, TX

Joanne Locke  
Vice President & Assistant General Counsel  
Liberty Mutual Insurance  
Boston, MA

**PLENARY 9:00-12:00:**

9:00-9:30	Greetings and Opening Remarks Welcome to Idaho - Governor Brad Little (Invited)
9:30-10:15	“Anatomy of Dewey LeBoeuf Scandal”
	Speaker: Kile Turner Birmingham, AL
10:15-10:45	Panel Discussion on lessons from Dewey LeBoeuf Scandal
	Moderator: Kile Turner
	Speaker: ADA (Invited)
10:45-12:00	Keynote Speaker Eliza Jane Schneider - “It’s Not What You Say, It’s How You Say It”

Eliza Jane Schneider is a world-renowned vocal expert and Hollywood dialect coach who has mastered and taught revolutionary voice-management methods to actors, business and creative professionals. Eliza is recognized as a television, film, and voice actor in shows like South Park, Finding Nemo, and Batman. She personally traveled to the hometowns of more than 7,000 native speakers of

various dialects of English throughout the world and her field research has included thousands of personal interviews on six continents.

**Thursday, August 1**

SECTIONS 7:45-8:45:

**ADR/Appellate - “Mediating Before and After Judgment”**

[Description coming]

Speakers: John Trimble  
Lewis Wagner  
Indianapolis, IN

Sasha Cummings  
Ninth Circuit Mediator  
San Francisco, CA

Robert Olson

**Employment/Healthcare/LHD/Professional Liability - “Oil and Vinegar—Does Venture Capital and Healthcare Delivery Make a Good Mix? and How Will Consolidation in the Insurance Markets Change Us?”**

With the increase of venture capital companies and private equity firms investing in healthcare entities small and large, there are notable impacts to the delivery of care. At the outset of these relationships, careful attention must be paid to the terms of any agreement and how the new ownership structure impacts service, reinsurance, insurance policies, rates and the corporate structure. Litigation risks and handling of cases by defense counsel are also impacted with potential bigger pockets to handle losses and working with financial entities not familiar with the day-to-day operations of a healthcare company. This session will discuss what in-house counsel, insurance professionals and defense attorneys need to know about these emerging issues. Is venture capital insulated from liability? Has new ownership caused increased risks? Has the quality of care been changed? What happens if a financial dispute arises between the new owners and healthcare providers? How is the prohibition on the corporate practice of law dealt with? What do recent insurance consolidation trends mean to defense attorneys? How will consolidation affect services, policies, insurance policy rates and attorney billing rates.

Speakers: Neil Ekblom  
Ekblom & Partner, LLP  
New York, NY

Caroline Berdzik  
Goldberg Segalla LLP  
Princeton, NJ

**Toxic Tort and Environmental - “What’s in the Water?”**

[Description coming }

Speakers: Steven Casey  
Michael Walsh  
Angela Perez  
Portland, OR

**PLENARY 9:00-12:00:**

9:00-9:15 Surprise Opening Speaker (Invited)  
9:15-9:30 Introduction of Past Presidents and New Members  
9:30-10:20 Emotional Intelligence

Speaker: Wayne Mason

So much of success in life, and in the legal practice hinges on ones EQ NOT their IQ. Most of the most successful people in the world have high EQ’s, much more so than a raw IQ score. Think about what we do- some of the smartest people we know write great briefs and do great research, but it is the trial lawyers who “connect” with people and therefore are able to persuade in courtrooms, ADR etc. This topic is important in courts but just as important in running law firms, business development and in relationships in general.

10:20-11:10 The Intersection of Law and Science - *genera causation* in emerging Mass Torts

Speakers: Andy Johnson  
Tiffany Alexander  
Michael Hurvitz

11:10-12:00 Cross-Border Issues - panel discussion

Moderator: David Bertschi  
Speakers: Karen Knutson (Invited)  
Tyson  
Washington, D.C.

**Friday, August 2**

**SECTIONS 7:45-8:45:**

### **Extracontractual/Property**

[Title, description, and speakers coming]

### **Transportation/Trial Tactics**

[Title, description and speakers coming]

### **Civil Rights** - “Recent Developments in Section 1983 Cases:

[Description coming]

Speakers: Kathleen L. Wieneke  
Wieneke Law Group  
Tempe, AZ

Robert C. Lockwood  
Wilmer & Lee, P.A.  
Huntsville, AL

Kay H. Hodge  
Stoneman, Chandler & Miller LLP  
Boston, MA

### **PLENARY 9:00-12:00:**

9:00-10:00 “Changing Times: Does #MeToo Affect #YouToo?”

This not-to-be missed presentation will feature brand new research into the impact of the #MeToo movement and surrounding media coverage on verdicts, settlements, and expectations for behavior in cases of sexual misconduct. The panelists will discuss highlights of this original study in an interactive format, featuring perspectives from experienced defense counsel, a jury consultant, and an industry insider.

Speakers: Helen Holden

Lee Hall

Stuart Simon

10:00-11:00 The Art of Storytelling

Speakers: Frank Ramos (moderator)

Robbie Foster

Charles Martin

11:00-12:00 Cutting Edge Innovations in Case Value and Attorney Success Prediction

Speakers: Julia L. Brickell  
Executive Managing Director and General Counsel  
H5  
New York, NY

Katrina Triplett (Invited)  
Thompson Reuters  
St. Petersburg, FL

**Saturday, August 3**

PLENARY 9:00-12:00:

- 9:00-9:30 Opening Remarks and Special Speaker (Invited)
- 9:30-10:30 Annual Business Meeting
- 10:30-12:00 Keynote Speaker - Travis Tygart, U.S. Anti-Doping Agency

Travis Tygart, Chief Executive Officer of the U.S. Anti-Doping Agency, is a lawyer by training and before becoming CEO of the USADA in 2007, he served as the Director of Legal Affairs and Senior Managing Director & General Counsel, during which time he prosecuted cases on behalf of clean athletes. Travis has testified before various committees of the U.S. Congress, European Union, German Parliament, and the French Senate. His achievements in the USADA's mission of preserving the integrity of sport and competition are widespread, but he is best known publicly for his leadership in investigating the Lance Armstrong pro-cycling team doping conspiracy and was featured in numerous TV and media stories on the Armstrong prosecution, including an incredible segment on the show "60 Minutes". Travis has been recognized by Sports Illustrated as one of the 50 Most Powerful People in Sports, and TIME's 100 Most Influential People in the World in 2013. He is an engaging, inspiring, and entertaining speaker and he has agreed to be our keynote speaker. Travis currently works out of the USADA's Colorado Springs headquarters