

PRACTICE POINTS

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- **Consumer Protection and Data Breach Notification.**
- **Opening New Markets, Expanding Existing Opportunities.**
- **End of the Year Tax Legislation for 2007.**
- **Who's Afraid of the Big Bad Lease? Ten Terms to Watch for in Commercial Leases.**
- **Summaries of Working Group on Legal Opinions Fall Seminar Topics.**
- **Ethics Corner: The Ethics Rules Do not Prevent a Lawyer From Representing both Sides of a Transaction, But...**

SECTION NEWS

- **The Committee on Nonprofit Corporations is calling for nominations for the 2008 Outstanding Nonprofit Lawyer Awards.**
- **The Section is now accepting applications for its Business Law Fellows, Ambassadors, and Diplomats Programs.**

[Click here](#)
to view last month's issue.

Section Sponsored Events



2008 Spring Meeting
April 10 - 12, 2008
Dallas, TX
Format: Live/In-Person

Message from the Chair, Charles E. McCallum



"To promote the full and equal participation in the legal profession by minorities, women, persons with disabilities, and persons of differing sexual orientation and gender identity."

Goal IX of the American Bar Association

I am proud to report that our Section has for the tenth consecutive year been named to the Goal IX Honor Roll by the ABA Commission on Racial and Ethnic Diversity in the Profession. This honor reflects the Section's commitment to diversity, led by Diversity Committee Co-Chairs Frances Gauthier and Dennis Lehr, as evidenced by the Section's persistent pursuit of diversity in its leadership, on its CLE panels and by such outreach programs as Business Law Fellows, Ambassadors, Diplomats, CLEO Fellow scholarships, and the Business Law Diversity Clerkship Program.

I cannot describe the Section's outstanding record better than the ABA Commission did in its report:

"Business Law was one of the first, if not the first, ABA entity to develop a diversity plan. Since then, many other Sections, Divisions and Forums have followed suit. Business Law, however, keeps its Diversity Plan current by periodically reviewing it and updating it when needed. . . . Business Law makes sure that its Diversity Plan is living, breathing and current. In Business Law, diversity is not simply a fad, or the current leadership's initiative, or this year's favorite style. Day in and day out, this Section places a value on diversity that it has integrated into the very essence of the Section's culture. Diversity initiatives are planned so that they can be built upon and grow. Business Law's outreach efforts encompass not only race and ethnicity but gender, disabilities, sexual orientation and gender identity. Kudos to Business Law for its ongoing diversity efforts. The Section's current and former . . . leaders, as well as the Section's staff, for the past ten years deserve special recognition for their effective and inspirational leadership in diversity."

Meetings Update

Registrations are flooding in for the **Spring Meeting** in Dallas, April 10-12. Our committees are putting on more than 80 outstanding CLE programs over a broad range of topics. We are expecting record attendance. If you have not done so, take a moment to [review the program and register today](#).

We are also seeing keen interest in our **Global Business Law Conference**, May 29-30, 2008 in Frankfurt, Germany. General information is currently [available online](#) and an electronic program brochure with details on the almost 20 CLE programs and other Conference highlights will be mailed later this month. Please pass this information on to your colleagues and friends, especially those practicing (private practice or in-house) in Europe. We invite those who are not already members of the Section to go to our meeting website and [request](#) that a copy of the brochure be sent to them.

Charles E. McCallum
Chair, Section of Business Law

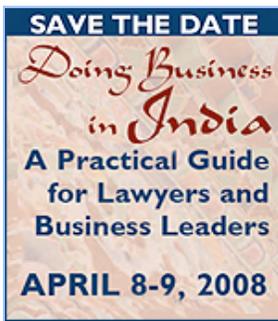
PRACTICE POINTS

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A Report on the Use of Home Mortgage Disclosure Act Data in Litigation.

This program examines the use of data on racial and ethnic characteristics of mortgage loan applicants in litigation alleging disparate treatment of applicants.

[Print Materials](#) | [E-mail to a Colleague](#)



An Introduction to Business Courts and
 Complex Litigation Courts: What Works
 Best and Why

April 9, 2008 | 1:00 PM EST
 Webcast/Teleconference
 Multi-site

[More on BLT Live](#)

For information on future programs,
 check out the
[Section Meetings Calendar](#).



For more information on upcoming
 Committee Meetings contact
ruppr@staff.abanet.org.

Presented by the Committee on [Consumer Financial Services](#) at the Committee's Winter Meeting, January 2008.

Consumer Protection and Data Breach Notification.

At the recent meeting of the Internet Governance Forum in Rio de Janeiro, members of the Section's Task Force on Internet Governance conducted a forum focused on requirements and development relating to consumer protection and data breach notifications.

[Print Materials](#) | [E-mail to a Colleague](#)

Presented by the Committee on [Cyberspace Law](#) at the Internet Governance Forum, November 2007.

Attend a working session on this topic at the
[Global Business Law Conference](#)
 May 29-30, 2008
 Frankfurt, Germany

[Click here for more information](#)

Opening New Markets, Expanding Existing Opportunities.

This panel discussed emerging market developments, with a particular emphasis on China and India; Shariah-compliant derivatives and Islamic finance; and mutual recognition.

[Print Materials](#) | [E-mail to a Colleague](#)

Presented by the Committee on [Regulation of Futures and Derivative Instruments](#) at the Committee's Winter Meeting, January 2008.

End of the Year Tax Legislation for 2007.

This article summarizes several pieces of tax legislation enacted by Congress at the end of 2007 that affect individuals and businesses.

[Print Materials](#) | [E-mail to a Colleague](#)

From the inaugural issue of [Tax News for Business Lawyers](#), the Newsletter of the Committee on [Taxation](#), Winter 2008.

Who's Afraid of the Big Bad Lease? Ten Terms to Watch for in Commercial Leases.

All leases are different in format and scope, but this article discusses ten terms that generally appear in leases and are worth getting to know before a negotiation on behalf of a client.

[Print Materials](#) | [E-mail to a Colleague](#)

From the [Young Lawyer Forum Newsletter](#), the Newsletter of the [Young Lawyer Forum](#), January 2008.

Summaries of Working Group on Legal Opinions Fall Seminar Topics.

These summaries of topics covered at the WGLO October 2007 seminar were prepared to provide a general idea of the subjects covered by the panel sessions and breakout groups. The summaries were prepared in most cases by members of the audience and cover such topics as limiting opinion liability, responsibilities and concerns of opinion recipients, and assignability.

[Print Materials](#) | [E-mail to a Colleague](#)

From the [Legal Opinion Newsletter](#), the Newsletter of the Committee on [Legal Opinions](#), January 2008.

Fundamentals of Third Party Closing Opinions

Date: Wednesday, March 26, 2008
 Time: 12:00 PM - 4:00 PM Eastern

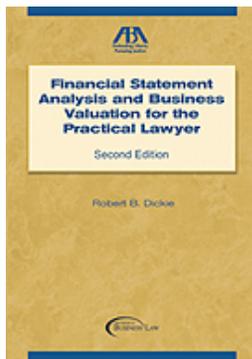
[Register Today](#)

Ethics Corner: The Ethics Rules Do not Prevent a Lawyer From Representing both Sides of a Transaction, But...

Financial Statement Analysis and Business Valuation for the Practical Lawyer, Second Edition

By Robert B. Dickie
ABA Section of Business Law
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BEST-SELLER



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For the complete excerpt, [click here](#)

[Click Here to Purchase Online](#)

A wants to sell his business to B. A and B happen to have the same lawyer ("Lawyer"). They ask Lawyer to handle both sides of the sale because they trust Lawyer and they want to save legal fees. May Lawyer proceed?

[Print Materials](#) | [E-mail to a Colleague](#)

From the Committee on [Professional Responsibility](#), William Freivoegel, Chair.

[Ethics for the Transactional Lawyer: Practitioner, Disciplinary Counsel, and Defense Perspectives](#)

Date: Wednesday, February 27, 2008
Duration: 90 Minutes

[Register Today](#)

Committee Spotlight

To learn more about or join the committees that contributed to this month's practice points, just click on the committee name below.

- [Consumer Financial Services](#)
- [Cyberspace Law](#)
- [Legal Opinions](#)
- [Professional Responsibility](#)
- [Regulation of Futures and Derivative Instruments](#)
- [Taxation](#)
- [Young Lawyer Forum](#)

Section members are eligible to join the Section's committees at no additional cost. Become involved or simply stay in the information flow. It's FREE!

SECTION NEWS

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The Committee on Nonprofit Corporations is now accepting nominations for its 2008 Outstanding Nonprofit Lawyer Awards.

The Committee on Nonprofit Corporations is calling for nominations for the 2008 Outstanding Nonprofit Lawyer Awards. Awards are given annually in the following categories: Academic, Attorney, Nonprofit In House Counsel, Young Attorney (under 35 or in practice less than 10 years) and Vanguard Award (lifetime commitment/achievement.) For a nomination form, go to [the committee's Web site](#). Nominations are due by **March 15, 2008**, and the Awards will be announced at the Spring Meeting in Dallas.

The Section is now accepting applications for its Business Law Fellows, Ambassadors, and Diplomats Programs.

The goal of the Business Law Fellows, Ambassadors and Diplomat Programs is to increase the participation of young lawyers, lawyers of color and lawyers with disabilities in Section activities. The Section is committed to investing dollars in these individuals who are expected to participate actively in the substantive work of the Section and to grow into future leadership positions within the Section. The Program is designed not only to develop future leaders of the Section but also to enhance the image of the Section among members of the Young Lawyers Division, national bars of color, and national organizations of disabilities in order to attract these individuals into Section membership. The Section will select five Fellows, five Ambassadors and one Diplomat and will fund their expenses to participate in Section activities for two years. Applications are due **July 7, 2008**. For more information about the program, [click here](#).

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The Section of Business Law of the American Bar Association

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