**Wednesday, March 21, 2001**

<table>
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<tr>
<th>Time</th>
<th>Event</th>
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<tbody>
<tr>
<td>9:00 a.m.</td>
<td>Registration (open all day)</td>
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<tr>
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<td>(Ballroom Arcade)</td>
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<tr>
<td>9:00-11:30</td>
<td>In-House/Corporate Counsel Caucus (open to in-house counsel only)</td>
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<tr>
<td>11:20-12:20</td>
<td>New Member Orientation &amp; Lunch</td>
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<td>(S. Terrace-Fl. 5)</td>
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<tr>
<td>12:30-12:40</td>
<td>General Session</td>
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<td></td>
<td>Welcome, Introductions &amp; Announcements</td>
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<td>In Memoriam - Barbra L. Davis</td>
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<td>12:40-12:45</td>
<td>College of Labor &amp; Employment Lawyers</td>
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<td>Speaker: Vicki Lafer Abrahamson, President</td>
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<td>12:45-1:15</td>
<td>Recent Noteworthy Developments in Employment Law: Point/Counterpoint</td>
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<td>Speakers: Joseph A. Golden</td>
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<td>Richard G. Moon</td>
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<td>1:15-2:00</td>
<td>Did the Supreme Court Deliver the Death Knell for Managed Care or Insulation from ERISA Claims?</td>
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<td>Speakers: Susan Martin, James C. Zalewski, Terry Price, Michael A. Alaimo, Erin M. Sweeney</td>
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<td>2:00-3:00</td>
<td>Negotiating and Writing Executive Employment Agreements in Today's World</td>
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<td>What every executive employment agreement should address today, along with special attention to the areas of contention and the specific concerns arising from executive compensation and benefits.</td>
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Wednesday, March 21, 2001 (cont.)

Moderator: Louis B. Kushner
Speakers: Judy Miller
         William Charyk
         Steven Holtzman

3:00-3:05 p.m. ABA Members Retirement Program
               Chris Coleman

3:00-3:15 p.m. Break

3:15-4:00 p.m. Employment Law Issues Confronting Companies and Employees
               Negotiating Employment Agreements in the International Arena
               In today’s global environment, companies move beyond the boundaries of
               the country in which they are headquartered, bringing with them and
               encountering new labor and employment challenges that need to be
               addressed in their employment agreements.

Speakers: Patrick Thiebart
         Roy Heenan

4:00-4:30 p.m. The Pitfalls of Thinking of Clauses as Boilerplate
               Conflict of laws, choice of laws, forum selection/jurisdiction selection
               clauses are not just an afterthought.

Introduction: Moderator: Samuel Brock Cynthia Sass
Speakers: Stephen E. Fox
          Scott MacDonald

4:30-5:15 p.m. Keynote Address: Labor & Employment Law in the Coming Century
               Honorable Dennis W. Archer, Mayor of Detroit

7:00 p.m. Welcome Cocktail Party (S. Terrace)

Thursday, March 22, 2001

7:15-8:00 a.m. Breakfast Breakout Sessions (choose one)
               (Del Prado Room) Breakout I: OFCCP - Glass Ceiling Development
               Speaker: Adele Rapport

               (North Terrace) Breakout II: How to engage contingent workers, with attention to
               benefit plan strategies, subsidiary employers, service supplier
               contract language, and independent contractor strategies.
Thursday, March 22, 2001 (cont.)

Speaker:
Dana Deane
David Kammer

(King Charles)  
**Breakout III:** How to prepare and respond to punitive damages claims in the aftermath of *Kolstad*.

**Speakers:**
Lori D. Ecker
James S. Barber

(South Terrace)  
**Breakout IV:** NLRA Update

**Speaker:**
Rafael Williams
Louis B. Kushner

(Grand Ballroom)  
**General Session**
8:05-8:45 a.m.
**Who Will Say What: Restricting Comments by Employers and Employees and the Ethical Limits of Such Restrictions**
An in-depth look at contractual promises involving non-disparagement, references, and confidentiality, and the ethical implications of requiring and adhering to such clauses.

**Speakers:**
Craig Cornish  
Julie L. Gottshall
Sean R. Gallagher

8:45-9:45 a.m.  
**Stock Options and Other Valuation Issues When Employment Ends**
Issues arising from termination of employment, with special attention to compensation issues, including stock options.

**Speakers:**
Robert D. Kraus  
Jerry Richey
Jerome Staller

9:45-9:50 a.m.  
**Publications Subcommittee**

**Co-Chairs:**
John Husband
Jonathan Ben-Asher

9:50-10:50 a.m.  
**Jury Instruction Strategies**
A Judge and a panel of experienced litigators will share effective jury instruction strategies that they have used or observed.

**Moderator:**
Gail Holtzman

**Speakers:**
The Honorable Henry L. Adams  
U.S. District Court Judge
Robert M. Goldich
John F. Beasley, Jr.
Thursday, March 22, 2001 (cont.)

10:50-11:00 a.m.  Break

11:00-11:45 a.m.  Haven't We Addressed This Issue Before?
Res judicata and collateral estoppel issues and how they are currently
being addressed when various claims arise in a number of different
forums.

Speakers:
Jonathan Ben-Asher
James Davidson
Charles Kaplan

11:45-12:40 p.m.  The New Federal Rules of Civil Procedure and Their Implications for
Employment Law Cases

Moderator:
Michael Roitman
Speakers:
Magistrate Judge Andrew Peck
     Southern District of New York
Cheryl Saban
Wayne N. Outten

12:40 p.m.  Subcommittee Meetings and Box Lunches

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<th>Alternatives to Litigation</th>
<th>Class Actions</th>
<th>Contingent Workforce</th>
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<td>Grand Ballroom Left Front</td>
<td>Grand Ballroom Middle Front</td>
<td>Grand Ballroom Right Front</td>
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<tr>
<th>Drug &amp; Alcohol Abuse</th>
<th>Employee Privacy &amp; Collateral Torts</th>
<th>Employment At Will</th>
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<th>Ethics</th>
<th>Health, Disability &amp; Leaves of Absence</th>
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<th>Insurance</th>
<th>Legislative Developments</th>
<th>Trade Secrets</th>
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<td>Grand Ballroom Speaker Platform</td>
<td>Ballroom Arcade Right</td>
<td>Ballroom Arcade Middle</td>
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<tr>
<th>Technology</th>
<th>Trial Advocacy</th>
<th>Worker Dislocation</th>
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<td>Ballroom Arcade Left</td>
<td>Stairs Outside Ballroom Arcade</td>
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1:45 p.m.  Optional Ticketed Trip - Busch Gardens
(advanced registration required)
Friday, March 23, 2001

6:00 a.m. Fun Run or Fast Walk and Talk (Beach)

7:00-7:30 a.m. Betterment of Your Daily Life
(Del Prado Room) Start your day with this optional eye-opener as Dr. David Olen explores with us ways to alleviate stress and improve your everyday life.

7:30-8:30 a.m. Breakout Sessions (choose one)
These 25-minute presentations will repeat at the half-hour. Choose one session to attend during each half-hour.

(Del Prado) Breakout I: Alcohol Abuse and Its Implications in the Workforce

Speakers:
Edward J. Reeves Dale Deitchler
Ira Rubchinsky Paul Starkman

(S. Terrace) Breakout II: Older Worker Benefit Protection Act Developments

Speaker:
Niall A. Paul

(N. Terrace) Breakout III: Shortening Limitations Periods in Employment Contracts and Other Issues

Speakers:
Scott A. Carroll Darlene A. Vorachek

(King Charles) Breakout IV: OSHA Update

Speaker:
David Porter

(Grand Ballroom) General Session
The Effects of Medication on the Workforce
A leading expert in the area of psychopharmacology will provide cutting edge advice regarding the impact of drugs on the patient and the patient's ability to work.

Speaker:
Dr. David Olen

9:15-9:55 a.m. Qui Tam Claims
The Federal False Claims Act provides incentives for private individuals to report fraud against the government. Employees of companies that do business with or receive funds from the federal government can make reports of alleged fraud that produce significant exposure for employers and substantial recoveries for plaintiffs. We will explore how to make these claims, how to avoid them, and how to defend them.
Friday, March 23, 2001 (cont.)

Speaker:
Michael J. Leech    Robin Potter
Gail Holtzman

9:55-10:45 a.m.  The Interactive Process When Employees Seek Accommodation
Join a panel of experienced practitioners as they explore the manner in which the difficult questions of accommodation occur (such as when an employment agreement or collective bargaining agreement exists, or sporadic and unpredictable absences occur) and how to respond to them.

Moderator:
Paula Graves Ardelean

Speakers:
Laticia Dominguez    J. Timothy McDonald
David T. Barton    Raymond E. Morales
Theresa Connelly    Kathleen M. Sullivan

10:45-10:55 a.m.  Break

10:55-11:35 a.m.  Positioning Your Client for the Exit Interview & Beyond
An overview of the issues that experienced counsel will address with their clients before employees leave, from the perspective of counsel for both the employee and the employer.

Moderator:
Paul Starkman

Speakers:
Dellner Franklin Thomas    Raifael Williams
Robin B. Potter    Gary B. Eidelman
Melinda Burrows

11:35-12:15 p.m.  Tactics and Strategies the Other Side Abhors: Are They Unethical?
Are the decisions you make when representing your client crossing the line into unethical conduct, or are they just aggressive representation?

Speakers:
R. Michael Smith    Lonny H. Dolin
Felix J. Springer

12:15-1:00 p.m.  Ethics in the Mediation Setting
Mediation can often resolve a difficult and emotional impasse, but this alternative dispute forum carries its own ethical concerns.

Moderator:
James N. Adler

Speakers:
Cary Singletary    Pearl Zuchlewski
Jay Waks

1:45 p.m.  Golf Tournament  (Pasadena Yacht & Country Club)

2:00 p.m.  Tennis Tournament  (Don Cesar)

2:00 p.m.  Boyd Hill Nature Park Tour  (advance registration required)

7:00 p.m.  Beach Dinner Party  (Don Cesar - advance registration required)
Saturday, March 24, 2001

7:00-8:00 a.m.  **First-Time Attendee Continental Breakfast**
(Room TBA)  All first-time attendees are encouraged to participate.

7:00-8:00 a.m.  **Continental Breakfast**
(Grand Ballroom)

8:00-8:45 a.m.  **General Session**
Electronic Data: The Legal and Practical Aspects of Retrieving
Electronic Data in Discovery

*Speakers:*
Kevin L. Carr
Mark Risk
Christopher Sharrar

8:45-10:00 a.m.  **THEY'RE BAA-AACK!!**
The Newest Thing in Employment Class Actions
A round-table discussion and evaluation of new developments in this hot and expanding area. Overview, strategic and ethics issues from the plaintiff and defendant viewpoints.

*Moderator:*
D. Jan Duffy

*Speakers:*
Darnley Stuart  B. Scott Silverman
Charles Mishkind  Kristine Poplawski

10:00-10:45 a.m.  **State Statutes That Limit Off-Duty Conduct**
When can an employer restrict an employee's conduct outside the workplace? This panel will discuss which states have addressed the expanding attempt to supervise conduct outside the workplace.

*Moderator:*
Denise K. Drake

*Speakers:*
Jeremy Gruber  Lisa Duarte
Timothy J. Downing

10:45-11:00 a.m.  **Break**

11:00-11:45 a.m.  **EPLI Coverage Where There Is No EPLI Coverage**

*Speakers:*
Maureen Binetti  David Keenan
Joseph Yastrow

11:45-12:00 p.m.  **Committee Business Meeting and Wrap-Up Session**