

 Regional CLE Program:

Women in Insurance Network

November 8, 2018

Haynes and Boone LLP

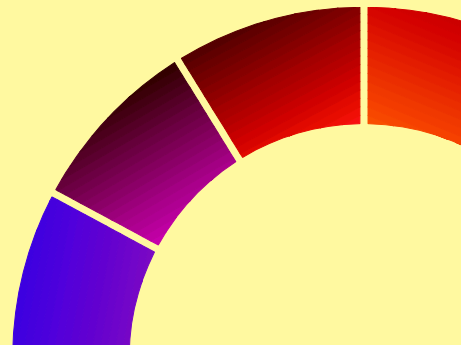
2323 Victory Avenue

Dallas, TX 75219

Presented by the ABA Section of Litigation Insurance Coverage Litigation Committee



6.0 hours of MCLE credit have been requested in 60-minute states and 7.2 hours of MCLE credit have been requested in 50-minute states.



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Program Agenda*



November 8, 2018

8:00 am – 9:00 am

Registration

8:00 am – 9:00 am

Continental Breakfast

8:30 am – 9:30 am

Plenary: Leaning In and Breaking Through: An In-House View

Five years since Sheryl Sandberg published her influential manifesto, “Lean In: Women and the Will to Lead,” the #METOO movement has focused on a new spotlight on the widespread prevalence of sexual assault and harassment in the workplace. This movement also may help create new opportunities for empowerment and professional leadership for women. Meanwhile, women lawyers continue to be significantly underrepresented in equity partnership and leadership ranks in law firms, and as lead lawyers in the courtroom and the board room. Against this backdrop, this distinguished panel of senior women in-house counsel from top companies of different sizes and from different industry sectors will discuss personal and institutional strategies for addressing the special challenges women in the legal profession continue to confront in becoming “first chair” attorneys and attaining senior leadership positions. The panel also will explore how in-house counsel can help drive change and promote opportunity in the legal profession by insisting on having women as key or lead trial counsel, and the business case for this requirement, improved advocacy and effectiveness of trial teams and better results for clients.

Moderator: Helen Michael, Kilpatrick Townsend & Stockton LLP, Washington, D.C.

Speakers: Debbie Clayman, Branch Banking & Trust Co. (BB&T), Winston-Salem, NC; **Danielle Hohos**, Williams-Sonoma Inc., San Francisco, CA; **Jennifer Morris**, AT&T, Atlanta, GA

9:30 am – 10:30 am

Plenary: The #MeToo Movement and Its Impact on Employment Claims & Coverage

This presentation will cover the #MeToo and “Time’s Up” movements, their impact on harassment, discrimination, and sexual assault claims in the workplace, and coverage issues that arise relating to these claims. This is a current issue facing employers nationwide.

Moderator: Stephanie Rojo, Thompson Coe Cousins & Irons LLP, Austin, TX

Speakers: Kimberly Webb King, Christus Health, Dallas, TX; **Leslie Thorne**, Haynes and Boone LLP, Austin, TX

10:40 am – 11:40 am

Plenary: Handling the Handlers

Insureds and counsel on both sides deal with claims handlers on virtually every claim. This panel will share practical guidance and best practices for the “proper care and feeding” of claims representatives from notification to resolution. Topics will include communications, confidentiality challenges, resolution of choice of counsel/defense cost issues, and proper positioning of a claim.

Moderator: Julie Lierly, Kilpatrick Townsend & Stockton LLP, Atlanta, GA

Speakers: Vivian Cohn, Old Republic Insurance Co., Chicago, IL; **Andrea Lieberman**, Marsh, Chicago, IL; **Allison Stal**, Chubb North American Financial Lines Claims, Dallas, TX

11:45 am – 1:15 pm

Keynote Luncheon: Honorable Royal Ferguson (Ret.)

1:15 pm – 2:15 pm

Breakout: When Worlds Collide: Cyber Insurance Before and After the GDPR

A comparative perspective on how the US data breach notification laws and the cyber insurance market over the past 15 years influenced the GDPR, and what impact the GDPR may have on cyber insurance (both in the EU and in the US) going forward. This program explores a wholly new territory – the potential/anticipated impact of the GDPR on development of cyber insurance in light of the comparative perspective of how the GDPR grew out of the US data breach notification laws.

Moderator: Karin Scherner Aldama, Perkins Coie LLP, Phoenix, AZ

Speakers: Stella Szantova Giordano, Saxe Doernberger & Vita PC, Trumbull, CT; **Aarti Soni**, Marsh, New York, NY; **Bonnie Thompson**, Wiley Rein LLP, Washington, D.C.

Program Agenda*



November 8, 2018

Breakout: Recent Trends and Cases in Directors and Officers Insurance Coverage

This panel will present a review of trends and important case law decisions from the past year in Directors and Officers Insurance, from the point of view of policyholder counsel, brokers, and insurers.

Topics to be discussed include: Government Investigations (SEC/DANY/etc.), Merger/Acquisition Litigation, Cryptocurrency and Event Driven Claims.

Moderator: K. Alexandra Byrd, Saxe Doernberger & Vita PC, Trumbull, CT

Speakers: Alissa Christopher, Cozen O'Connor PC, Dallas, TX; **Erica Dominitz**, Marsh, Washington, D.C.; **Ernest Martin Jr.**, Haynes and Boone LLP, Dallas, TX

1:15 pm – 2:15 pm

Breakout: Opioid Lawsuits: A Tsunami of Litigation and Related Coverage Issues

The opioid crisis is front burner news, spawning unprecedented litigation and fascinating coverage questions of interest to all insurance practitioners. Hundreds of opioid lawsuits have been filed across the country against drug manufacturers, distributors, pharmacies and others. The panel will address associated coverage issues, including policies implicated, coverage defenses, and the developing law.

Speaker: Anna Engh, Covington & Burlington LLC, Washington, D.C.; **Carla Green**, Haynes and Boone LLP, Dallas, TX; **Elizabeth Hanke**, KCIC LLC, Washington, D.C.

Breakout: Ways to Best Tailor an Insurance Policy and Warranty Statement to Fit Your Client's Needs

Insurance policies start with off the shelf forms. However, not all policyholders are one size fits all. This panel will discuss ways you can tailor and negotiate policies and warranty statements to best fit your client's needs.

Moderator: Angela Elbert, Neal Gerber & Eisenberg LLP, Chicago, IL

Speakers: Cara Tseng Duffield, Wiley Rein LLP, Washington, D.C.; **Jennifer Cavill**, Chubb Insurance; **Liz Walker**, Groupon, Chicago, IL; **Matthew Yoder**, Marsh, Chicago, IL

2:30 pm – 3:30 pm

Breakout: How High: The Buzz on Emerging Issues in Coverage for Cannabis Operations

This panel will discuss recent decisions dealing with cannabis coverage issues arising under traditional insurance products and discuss new insurance products offered to cannabis operations and emerging issues that may arise under those policies. The cannabis industry is expected to grow exponentially over the next decade, with worldwide spending expected to hit \$57 billion by 2027. But will the insurance industry, regulators, and courts be able to keep up?

Moderator: Lindsay Lankford Rollins, Hancock Daniel & Johnson PC, Richmond, VA

Speakers: Lauren Case, Duane Morris LLP, San Francisco, CA; **Latosha Ellis**, Hunton Andrews Kurth LLP; **Alana D. Long**, IQ Risk Insurance Services LLC, Irvine, CA; **Cassandra "Casey" Shivers**, Arthur Gallagher, Glendale, CA

Breakout: A Roadmap for Young Insurance Litigators

This program will address several of the basic of substantive and procedural issues that new attorney in the insurance arena will face. The program will also address tips for marketing yourself as a young lawyer.

Moderator: Christina Anna Culver, Thompson Coe Cousins Irons LLP, Houston, TX

Speakers: Tamara Bruno, Pillsbury Winthrop Shaw Pittman LLP, Houston, TX; **Grace Hebbel**, Saxe Doernberger & Vita, Trumbull, CT; **Jeanie Kim**, Markel, Plano, TX

Plenary: Judicial Panel

Discussion by state, federal, and appellate court judges on a variety of issues.

3:45 pm – 4:45 pm

Moderator: Natalie DuBose, Haynes and Boone LLP, Dallas, TX

Speakers: Honorable Elizabeth Lang-Miers, U.S. Court of Appeals for the Fifth Circuit, Dallas, TX; **Honorable Barbara M.G. Lynn**, Texas Fifth Court of Appeals, Dallas, TX; **Honorable Tonya Parker**, 116th Civil District Court of Dallas, Dallas, TX

5:00 pm – 6:00 pm

Cocktail Reception

*Subject to change

Program Organizers



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Program Organizers

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Join the Section and save \$70 on your registration.

Extend your participation by joining the Insurance Coverage Litigation Committee!

Committee membership is free for Section of Litigation members.

General Information



Registration:

To register online, visit: ambar.org/LTWIN18

or return the Registration Form on the following page with your payment (checks only) to:

American Bar Association

Attn: Service Center – Meeting/Event Registrations Department

321 N. Clark Street, Floor 19

Chicago, IL 60654

Secure Fax Number: 312-988-5850

Please register by **November 1, 2018** to reserve your spot.

Cancellations and Substitutions:

Requests for refunds must be made in writing and received no later than **October 25, 2018** in the ABA Section of Litigation office. Please email your request to Porscha Boyd at Porscha.Boyd@americanbar.org. There will be a \$10 administrative fee deducted from the refund. Cancellations received after **October 25, 2018** will not be refunded; however, the Section will gladly accept substitutions for those unable to attend.

Travel Information:

The nearest hotel to the program site is the W Hotel, 2440 Victory Park Lane, Dallas TX 75219, Ph: 1-214-397-4100. While there is no room block available, when making reservations please inquire about current offers.

The ABA is also pleased to offer its members preferred rates at hotels and ABA-negotiated airfare and car rental discounts. Please see our website for more information: www.americanbar.org/travel.

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Tuition Assistance:

A limited number of scholarships to defray registration fees may be available for government employees, public interest lawyers employed with nonprofits, academics, unemployed attorneys, and law students. For more information, please contact: Porscha Boyd at (312) 988-5490 by **October 25, 2018**.

Attendance List:

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Registration



Women in Insurance Network Regional CLE Program November 8, 2018 Dallas, TX

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Member ID: _____

Affiliation: _____

Address : _____

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Phone: _____

Email: _____

A limited amount of scholarships are available for this program. For more information, please contact: Porscha Boyd at (312) 988-5490 by October 25, 2018.

Registration Information

- \$175.00 Section of Litigation members
- \$245.00 Non-Section members
- \$50.00 In-House Counsel
- FREE Law Students

Checks for attendance and course materials should be made payable to the AMERICAN BAR ASSOCIATION (credit cards for online registration only).

- I will attend the CLE program and my payment for \$_____ is enclosed.
- I will attend the CLE program and my payment for \$_____. My credit card info is listed below.

For credit card payment:

Name on Card: _____

Card Number: _____ Expiration Date: _____

Address: _____

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We encourage you to register using the online registration link at ambar.org/LTWIN18. If you are unable to register online, use this form to register by mail or fax only. In order to protect your credit card information from being compromised, we no longer accept credit card payments via email.

Please send your registration form and payment to:

American Bar Association
Attn: Service Center – Meeting/Event Registrations Department
321 N. Clark Street, Floor 19
Chicago, IL 60654
Secure Fax Number: (312) 988-5850
For additional information about the program, please contact Porscha Boyd at (312) 988-5490.