



Wednesday, May 30, 2018

2:00PM – 5:30PM

Registration, light reception & “Dutch-Treat Dine Around” Signup

7:00PM – 9:00PM

“Dutch-Treat” Dine-Around Various Venues
Hosted by the Conference Planning Committee

Thursday, May 31, 2018

7:00AM – 8:30AM

Networking Breakfast

7:00AM – 8:30AM

Canadian / American International Regulators’ Roundtable

8:45AM – 9:00AM

Welcome & Opening Remarks

Alice Neece Mine, Chair
Center for Professional Responsibility
Conference Planning Committee

9:00AM – 10:20AM

Ethics Issues in Lawyers’ Use of Artificial Intelligence

Moderator: TBA
Panelists: TBA

10:20AM – 10:40AM

Break

10:40AM – 12:00PM

Breakout #1
Lies, Damned Lies and 'Alternative Facts

Moderator: [Bruce Green](#)
Panelists: Ellen Brotman, [Michael Flaherty](#), Nicole I. Hyland, Brad Johnson, Rebecca Roiphe

Everyone knows that lawyers are not allowed to lie -- to clients, courts or third parties. But once you get beyond deliberate false statements, the scope of the obligations relating to truth and integrity become less clear. What about reckless and negligent statements that are false? What about misleading statements and implications about the extent of your knowledge (e.g., "I don't know," when you do have some knowledge, and factual assertions for which you have no basis). What about omissions -- which are okay and which are impermissibly misleading? When is it okay to exploit someone else's misapprehension and when do you have to correct it? What about false and misleading statements where nobody is fooled (e.g., sellers' concessions)? What about misleading conduct in one's personal, rather than professional, capacity? And given the gray areas, how should lawyers be sanctioned for impermissible deceit that does not involve an outright, boldfaced lie?



Through a series of hypotheticals, this program will explore the issues of attorney candor, the parameters of what constitutes a misrepresentation, and the consequences for violating one's duty of candor.

Breakout #2
Ethics Issues Peculiar to Criminal Defense and Prosecution

Moderator: Tigran Eldred
Panelists: TBA

12:00PM – 2:00PM

LUNCH (On Your Own)

12:30PM – 1:30PM

The Breakdown of Civility in Political Discourse – What Does it Mean for the Legal Profession? (Optional - No CLE)

Panelists: [Blake D. Morgan](#), [Jayne Reardon](#), [Jonathan E. Smaby](#),
[W. Bradley Wendel](#)

Increasing incivility has become the new normal in American politics, yet lawyers have been addressing incivility in the legal profession for over 30 years. Join this panel of experts as they examine the relationship between civility in law and civility in politics. All are invited to grab a quick lunch and join this optional, non-CLE discussion sponsored by the ABA Consortium on Professionalism and the Standing Committee on Professionalism. [More](#)

2:00PM – 3:20PM

Breakout #1
The Ethics of Multiple Representation in Mass Actions

Moderator: Nancy Moore
Panelists: Amir Nassihi, Richard Zitrin

Breakout #2
The Common Interest Doctrine

Moderator: Alan Weil
Panelists: William Barker

3:20PM – 3:40PM

Break

3:40PM – 5:00PM

Breakout #1
Ethics and Professional Responsibility in Data Governance

Moderator: Alice Neece Mine
Panelists: Steven Puiszis, [William Sampson](#)



5:00PM - 5:30PM

Michael Franck Professional Responsibility Award Presentation

Recipient: [Professor Bruce Green](#)

5:30PM – 7:00PM

Reception

Friday, June 1, 2018

7:00AM – 8:45AM

Networking Breakfast

7:00AM – 8:45AM

Law Student/Young Lawyer Networking Breakfast

7:00AM – 8:45AM

Academic Scholarship Roundtable (No CLE)

9:00AM – 10:20AM

**Breakout #1
When Clients Go Rogue**

Moderator: Art Burger

Panelists: Carol Needham, [Douglas Richmond](#), [Kate Uston](#)

**Breakout #2
Issues of “Off-Duty” Conduct in Discipline and Admissions**

Moderator: [Anthony Davis](#)

Panelists: Sophie Martin, Fran Rosinski, Jack Weiss

10:20AM – 10:40AM

Break

10:40AM – 12:00PM

**Breakout #1
Hot Topics for Firm GC’s, Including Firm Lawyers as Whistleblowers**

Moderator: TBA

Panelists: TBA

**Breakout #2
Alternative Funding Models and Other Hot Topics in Attorneys Fees**

Moderator: TBA

Panelists: TBA

12:00PM – 2:00PM

Lunch (On Your Own)

2:00PM – 3:20PM

**Breakout #1
The Self Defense Exception to Client Confidentiality**

Moderator: TBA

Panelists: TBA

Breakout #2



3:20PM – 3:40PM

Aggravating and Mitigating Factors in Discipline Cases

Moderator: TBA
Panelists: TBA

3:40PM – 5:00PM

Break

Breakout #1

Assessing Effectiveness of Professional Responsibility Programs

Moderator: [Jayne Reardon](#)
Panelists: John Berry, Clark Cunningham, [Benjamin Grimes](#)

3:40pm – 5:00pm

Breakout #2

Issues of Participation in AVVO and Other Lawyer Rating and Client Referral Services

Moderator: TBA
Panelists: TBA

5:00pm – 7:00pm

Reception

MCLE Credit Hours

The ABA directly applies for and ordinarily receives CLE credit for ABA programs in AK, AL, AR, AZ, CA, CO, DE, GA, GU, HI, IA, IL, IN, KS, KY, LA, MN, MS, MO, MT, NH, NM, NV, NY, NC, ND, OH, OK, OR, PA, PR, SC, TN, TX, UT, VT, VA, VI, WA, WI, and WV.

These states sometimes do not approve a program for credit before the program occurs. This transitional program is approved for both newly admitted and experienced attorneys in NY. Attorneys may be eligible to receive CLE credit through reciprocity or attorney self-submission in other states. For more information about CLE accreditation in your state, visit <http://ambar.org/CPREvents> or contact Kimley Grant at Kimley.Grant@americanbar.org.

SCHOLARSHIPS: A limited number of scholarships are available to defray the tuition expenses for lawyers who are unable to attend the program due to financial hardship. Contact us at cpr@americanbar.org for details. Scholarship requests must be received by April 30, 2018.