

The background of the entire page is a photograph of the Toronto skyline at dusk, with the CN Tower and other skyscrapers silhouetted against a colorful sky of orange, pink, and blue. The city lights are visible, and the water of Lake Ontario is in the foreground.

AMERICAN BAR ASSOCIATION

**SECTION OF
SCIENCE &
TECHNOLOGY LAW**
ANNUAL MEETING

AUGUST 4-6, 2011

DATES

Thursday, Aug. 4, 2011 – Saturday, Aug. 6, 2011
Hilton Toronto, 145 Richmond Street West

SECTION OFFICE HOURS

Hilton Toronto, Richmond, 3rd FL
WED AUG 3 3:00 pm - 5:00 pm
THUR AUG 4 8:00 am - 5:00 pm
FRI AUG 5 8:00 am - 5:00 pm
SAT AUG 6 8:00 am - 5:00 pm

ABA ANNUAL MEETING REGISTRATION HOURS

Metro Toronto Convention Centre, 255 Front Street West
THUR AUG. 4 8:00 am - 6:00 pm
FRI AUG. 5 8:00 am - 6:00 pm
SAT AUG. 6 8:00 am - 6:00 pm
SUN AUG. 7 8:00 am - 6:00 pm
MON AUG. 8 8:00 am - 5:00 pm
TUE AUG. 9 8:00 am - 5:00 pm

BUSINESS MEETINGS

Section business meetings will be located at the Hilton Toronto unless noted otherwise.

CLE PROGRAMS

- All Section CLE programs will be held at the Metro Toronto Convention Centre, 255 Front Street West, South Building.
- CLE badges or tickets for CLE programs can be purchased at the ABA CLE Centre.
- Complete descriptions of our CLE programs are in this brochure.

IMPORTANT PHONE NUMBERS, ADA, AND SCHOLARSHIP INFORMATION HILTON TORONTO

Phone (416) 869-3456; Fax (416) 869-3187

For accommodation of any disabilities or special needs, please contact Maria Gamboa at (312) 988-5599 or maria.gamboa@americanbar.org.

Financial scholarship applications are available for this program. To request an application or receive additional information, please contact Maria Gamboa at (312) 988-5599 or maria.gamboa@americanbar.org.

ABA REGISTRATION

To take advantage of the Early Bird Registration prices you must register by Tuesday, May 31, 2011.

Early	After 5/31	Onsite
ABA Member and CLE All Access	\$545 \$645	\$670
ABA Member Governance Only	\$195 \$295	\$950
ABA Non Member Governance Only	\$600 \$600	\$600
ABA Law Student Member	\$50 \$75	\$75
ABA Law Student Non Member	\$75 \$100*	\$100*

REGISTRATION AND OFFICIAL HOUSING

Contact CDS/Travel Planners to secure registration and hotel accommodations. The deadline for Advance Registration and Housing is Friday, July 8, 2011, 5:00 p.m. CDT. All participants are required to register and pay the appropriate fees using one of the following methods:

Online	www.ambar.org/annual
Phone	(800) 915-9801
Fax	(508) 743-9602
Mail	ABA/CDS/Travel Planners Toronto 2011 107 Waterhouse Road, Bourne, MA 02532
Order Tickets Online	www.ambar.org/annual

Written requests for cancellations may be sent by email to abanet@xpressreg.net; by fax to 508/743-9602 or by mail to ABA/CDS, 107 Waterhouse Road, Bourne, MA 02532. Please include your Badge ID number on all correspondence.

GENERAL INFORMATION

SECTION SOCIAL EVENTS

ALL ATTENDEES MUST HAVE A TICKET TO ATTEND SOCIAL EVENTS.

HOCKEY HALL OF FAME RECEPTION

Thursday, August 4 7:30 pm – 9:30 pm
30 Yonge Street

TICKETED: Free for Section Members if ordered in advance, \$85 for Guest, Youth – Age 12 and under \$20, On-site \$95
Jointly sponsored by Family Law, GP Solo, LPM, and TIPS

ANNUAL SECTION LUNCHEON

Friday, August 5 12:00 pm – 1:30 pm
Hilton Toronto, Osgoode, 3rd FL
TICKETED: \$65 – Code ST01

ABA ANNUAL MEETING GENERAL EVENTS

ABA EXPO

Thursday – August 4 10:00 am - 4:00 pm
Friday – August 5 10:00 am - 4:00 pm
Saturday – August 6 10:00 am - 2:00 pm
Metro Toronto Convention Centre, South Bldg., Exhibit Hall E, Level 800

OPENING ASSEMBLY

Saturday, August 6 5:30 pm
The Royal Conservatory, Koerner Hall, 273 Bloor Street West

PRESIDENT'S RECEPTION

Saturday, August 6 7:00 pm - 9:00 pm
Royal Ontario Museum, 100 Queen's Park
Ticketed

MARGARET BRENT WOMEN LAWYERS OF ACHIEVEMENT AWARDS LUNCHEON

Sunday, August 7 12:00 pm – 2:00 pm
Metro Toronto Convention Centre
Ticketed

ABA SECTION OF SCIENCE & TECHNOLOGY LAW OFFICERS

CHAIR	Stephen S. Wu, Los Altos, CA
CHAIR-ELECT	Eric Y. Drogin, Hingham, MA
VICE-CHAIR	Lucy L. Thomson, Alexandria, VA
SECRETARY	Julie A. Fleming, Atlanta, GA
BUDGET OFFICER	Jorge L. Contreras, St. Louis, MO
ASSISTANT BUDGET OFFICER	William B. Baker, Washington, DC
SECTION DELEGATES	Ellen J. Flannery, Washington, DC Bonnie Fought, Foster City, CA
IMMEDIATE PAST SECTION CHAIR	Christine M. Grant, Princeton, NJ
PAST CHAIR LIAISON TO OFFICERS	Thomas J. Smedinghoff, Chicago, IL
SECTION DIRECTOR	Shawn Taylor Kaminski, Chicago, IL
SECTION STAFF	Maria L. Gamboa, Chicago, IL Julia G. Passamani, Chicago, IL

FIND OUT ABOUT

MORE SECTION

EVENTS & INFO AT

www.americanbar.org/scitech





SCHEDULE OF EVENTS

PHOTO | DOUG BROWN

WEDNESDAY, AUGUST 3

3:00 pm – 5:00 pm **Section Office**
Hilton Toronto | Richmond, 3rd FL

THURSDAY, AUGUST 4

8:00 am – 5:00 pm **Section Office**
Hilton Toronto | Richmond, 3rd FL

10:00 am – 1:00 pm **Section Officers Meeting**
Hilton Toronto | Opus, 3rd FL

1:30 pm – 2:30 pm **Membership and Diversity Committee Meeting**
Hilton Toronto | Osgoode East, 3rd FL

2:00 pm – 4:00 pm **The SciTech Lawyer Board Meeting**
Hilton Toronto | Varley, Convention FL

3:30 pm – 4:30 pm **Council Orientation**
Hilton Toronto | Osgoode East, 3rd FL

4:30 pm – 6:00 pm **Long Range Planning Committee Meeting**
Hilton Toronto | Governor General Suite, 2nd FL

7:00 pm – 9:30 pm **Hockey Hall of Fame Reception**
30 Yonge St.

TICKETED: Free for Section Members if ordered in advance, \$85 for Guest, Youth – Age 12 and under \$20, On-site \$95

Jointly sponsored by Family Law, GP Solo, LPM, and TIPS

FRIDAY, AUGUST 5

7:00 am – 5:00 pm **Section Office**
Hilton Toronto | Richmond, 3rd FL

7:30 am – 11:45 am **Council Meeting**
Hilton Toronto | Toronto Ballroom I, Convention FL

11:45 am – 12:00 pm **Annual Business Meeting**
Hilton Toronto | Toronto Ballroom I, Convention FL

12:00 pm – 1:30 pm **Annual Section Luncheon**
Hilton Toronto | Osgoode, 3rd FL
Hooley McLaughlin, Vice-President, Science Experience and Chief Science Officer, Ontario Science Centre

TICKETED: \$65

2:00 pm – 3:30 pm **CLE – Cloud Computing Demystified!!
Is it a Revolution or An Evolution??**
Metro Toronto Convention Centre | Room 716 B, 700 Level

2:00 pm – 5:00 pm **Book Publishing Board Meeting**
Hilton Toronto | Harris, Convention FL

2:00 pm – 5:00 pm **Program Committee Meeting**
Hilton Toronto | Opus, 3rd FL

3:30 pm – 5:00 pm **Biotechnology Law Committee Meeting**
Hilton Toronto | Osgoode East, 3rd FL

3:30 pm – 5:00 pm **E-Commerce Payment Committee Meeting**
Hilton Toronto | Osgoode West, 3rd FL

3:45 pm – 5:15 pm **CLE – Hot Topics in Internet Law and Strategy**
Metro Toronto Convention Centre | Room 716 B, 700 Level

6:30 pm – 9:30 pm **Leadership Dinner**
BY INVITATION ONLY

SATURDAY, AUGUST 6

8:00 am – 5:00 pm **Section Office**
Hilton Toronto | Richmond, 3rd FL

8:30 am – 10:30 am **CLE - The CSI Effect: What Have We Learned Over the Last Decade**
Metro Toronto Convention Centre | Room 716 A, 700 Level

10:00 am – 11:30 am **Information Security Committee Meeting**
Hilton Toronto | Osgoode East, 3rd FL

12:30 pm – 1:45 pm **Committee Leadership Meeting**
Hilton Toronto | Governor General Suite, 2nd FL

2:00 pm – 3:30 pm **CLE – New Restrictions on U.S. Internet Sales: Data Passes, Negative Options, Automatic Renewals and Recurring Charges (if you don't know what they are, you should attend)**
Metro Toronto Convention Centre | Room 716 A, 700 Level

3:45 pm – 5:15 pm **CLE – What is Legally Defensible Data Security?**
Metro Toronto Convention Centre | Room 716 A, 700 Level

5:30 – 7:00 pm **Leadership Happy Hour**
Toronto Hilton Hotel Lobby Bar

ALL
PROGRAMS
ARE
TAKING
PLACE AT

THE METRO TORONTO
CONVENTION CENTRE
255 FRONT STREET WEST, SOUTH BUILDING

FRIDAY, AUGUST 5

2:00 pm – 3:30 pm | Room 716 B

Cloud Computing Demystified!! Is It A Revolution Or An Evolution??

By attending, you will learn:

- The meaning and scope of cloud computing (is it a new paradigm or a buzzword?);
- The effect cloud computing is having on all levels of information technology, the benefits and risks faced by attorneys and their clients of migrating to a cloud computing platform, and how future spending trends on cloud computing will affect your clients and your practice;
- An amplification of the complex legal challenges faced by attorneys and their clients in protecting the privacy and security of systems, software, and data (large portions of which are mandated by statute to remain private) when they are stored in the cloud;
- The rapidly growing use of cloud computing in the private and public sectors;
- The most effective ways for attorneys and their clients to migrate to and adopt cloud computing;
- Tactics for attorneys in negotiating with vendors to have your clients' concerns addressed; and
- Recommended strategies for attorneys when dealing with cloud computing vendors.

This timely and highly informative presentation is a singularly unique opportunity for you to learn from industry and governmental leaders who are recognized blue ribbon experts in their respective fields on the business model of cloud computing, and how to mitigate the legal risks in so doing. The session will be conducted in the solid and reliable format of a PBS NewsHour™ panel in which Jim Leher moderates background and analysis during his "give and take" with panelists Mark Shields and David Brooks.

Upon completing this session, you will gain an understanding of the information, tools, and considerations you will need to properly advise your clients and your office on whether to embrace cloud computing, how to properly contract for it, and the privacy, security, intellectual property issues you will have to address.

MODERATOR

Stephen N. Hollman, *Principal, Business & Technology Law Group, San Jose, CA, Chair of the SciTech Committee on Internet Relationships and Cloud Computing*

PANELIST

David W. Cearley, *Vice President and Gartner Fellow, Gartner, Inc., Stamford, CT, Responsible for all of the cloud computing consulting activities of Gartner, Inc.*

David L. McClure, *Associate Administrator, OCSIT, General Services Administration, Washington, DC, OCSIT is charged with advancing President Barack Obama's technology agenda, including all cloud computing and social media initiatives*

Frank H. Morrow, *Associate General Counsel, Microsoft Corporation, Redmond, WA*

Hon. Edith Ramirez, *Commissioner, Federal Trade Commission, Washington, DC, Former intellectual property litigator with the Quinn, Emanuel law firm*

John P. Tomaszewski, *General Counsel, TRUSTe, San Francisco, CA, General Counsel of the most trusted privacy and data protection firm and Chair of the SciTech ePrivacy Committee*

ADDITIONAL SPONSORS

- Business Law Section Intellectual Property Committee
- Business Law Section Corporate Counsel Committee
- Business Law Section Cyberspace Committee
- Section of Dispute Resolution
- Section of Science and Technology Internet Relationships and Cloud Computing Committee
- Section of Science and Technology ePrivacy Committee

FRIDAY, AUGUST 5

3:45 pm – 5:15 pm | Room 716 B

Hot Topics in Internet Law and Strategy

Internet technology and business models continue to evolve faster than the law — and the speed of legal decisions — can handle. Cloud computing, social networking, behavioral advertising, social gaming and other technical developments pose new legal challenges, while a current rash of litigation, including privacy class action suits, FTC guidelines and new court decisions, require lawyers to stay on top of an ever-evolving and complex global legal landscape. This program will focus on developments in privacy, terms of use, licensing, internet branding and advertising, copyright law and class action litigation and is intended for both litigators and transactional lawyers alike. Come to this program and receive practical advice from leading experts in this area.

MODERATORS

Heather D. Rafter, *Principal, RafterMarsh US, Palo Alto, CA*

PANELIST

Ian C. Ballon, *Shareholder, Greenberg Traurig LLP, Palo Alto & Los Angeles, CA*

Betsy Bayha, *Senior Vice President, General Counsel & Secretary, Blue Coat Systems, Inc., Sunnyvale, CA*

Christine Dekker, *Senior Counsel - Litigation Practice Group, McDonald's Corporation, Oak Brook, IL*

ADDITIONAL SPONSORS

- Business Law Section Cyberspace Committee
- Business Law Section Business & Corporate Litigation Committee
- Section of Intellectual Property Law

SATURDAY, AUGUST 6

8:30 am – 10:30 am | Room 716 A

The CSI Effect: What Have We Learned Over the Last Decade

CSI: Crime Scene Investigations™ has been ranked as the most watched television show in the world. There have been numerous CSI spin off series as well as other crime related shows such as Autopsy, Bones, Cold Cases, Dr. G, NCIS and Tru TV. Even the new Hawaii Five O is highlighting scientific evidence.

The "CSI effect" is a reference to the phenomenon of popular crime related television shows like the CSI series. There has been much concern that these programs' focus on forensic evidence and laboratory work has influenced legal proceedings, with jurors now having heightened expectations regarding forensic science.

The CSI effect first began capturing attention by members of the legal community in 2004. There were many anecdotes, but very little research. The first few studies were done in 2004 and 2005. Stories about the "CSI effect" continue to be in the news today. For example, there were recent news articles about how the CSI effect seemed to be influencing the U.S. Supreme Court Justices during a recent oral argument, with discussion of "high-velocity blood spatter" and a "fan-like pattern of atomized blood." We are still in the midst of forensic mania.

So how does the CSI effect influence legal proceedings today? This distinguished panel of experts will discuss what we have learned about the effect of popular culture on perceptions regarding scientific evidence in the courtroom from recent research. The panel will also discuss how attorneys can address the CSI effect through voir dire, opening statement, closing argument and jury instructions.

MODERATOR

Carol Henderson, *Director, National Clearinghouse for Science, Technology and the Law, Professor of Law, Stetson University College of Law, St. Petersburg, FL*

PANELIST

Dr. Michael M. Baden, *Medical Doctor, Forensic Pathologist on HBO's Autopsy, Forensic Science Contributor for Fox News Channel, Former Chief Medical Examiner, New York City, NY*

Dr. Kathy Reichs, *Producer of Fox TV Series Bones, Author of the Temperance Brennan Novels, Former Consultant to the Office of the Chief Medical Examiner in NC, Charlotte, NC*

Hon. Donald E. Shelton, *Circuit Judge, 22nd Judicial Circuit, Washtenaw County Trial Court, Ann Arbor, MI*

ADDITIONAL SPONSORS

- Judicial Division
- Special Committee on Bioethics and the Law

CLE PROGRAMS



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SATURDAY, AUGUST 6

2:00 pm – 3:30 pm | Room 716 A

New Restrictions on U.S. Internet Sales: Data Passes, Negative Options, Automatic Renewals and Recurring Charges (if you don't know what they are, you should attend)

- The new Restore Online Shopper's Confidence Act regulates Internet "data passes" and negative options. Violations of unfair acts or deceptive practices.
- A new CA statute regulates recurring, automatic charges (e.g., subscription renewal charge). Noncompliance will convert a sale into an "unconditional gift."
- Additional new or altered regulations and payment system rules apply as well.
- Our panel will guide you through this new or altered landscape for Internet sales and data sharing.

MODERATOR

Holly K. Towle, Partner, K&L Gates LLP, Seattle, WA

PANELIST

Alysa Hutnik, Partner, Kelley Drye & Warren LLP, Washington, DC

Damier Xandrine, Senior Counsel, Wells Fargo Law Department, San Francisco, CA

ADDITIONAL SPONSORS

- Section of Antitrust Law
- Business Law Section Cyberspace Committee
- Business Law Section Corporate Compliance Committee
- Business Law Section Corporate Counsel Committee
- Business Law Section Consumer Financial Services Committee

SATURDAY, AUGUST 6

3:45 pm - 5:15 pm | Room 716 A

What is Legally Defensible Data Security?

Federal regulators from the FTC and HHS and state Attorneys General increasingly look upon information security as a critical part of consumer protection. The challenge for companies is understanding how to decode enforcement actions and evolving regulations into comprehensible guidance for clients. The legal risk associated with information security is significant and will only increase over time, so how do clients understand what the rules are? How do clients allocate resources in a way that will be seen as legally defensible? This panel discusses implementing security that is both secure and legally defensible, which is key for managing information security legal risk. The session will provide an introduction to legal defensibility from both the security and legal perspective, and then will highlight key steps toward implementing the approach.

MODERATOR

Peter McLaughlin, Senior Counsel, Foley & Lardner LLP, Boston, MA

PANELIST

David Navetta, Founding Partner, INFORMATIONLAWGROUP, Denver, CO

Michael Power, Lawyer/Consultant, Barrister & Solicitor, Toronto, ON, Canada

ADDITIONAL SPONSORS

- Business Law Section Cyberspace Committee
- Business Law Section Corporate Compliance Committee
- Business Law Section Corporate Counsel Committee
- General Practice, Solo and Small Firm Division
- Section of Litigation

CLE PROGRAMS

