

**2013 ABA Annual Meeting
August 8-11, 2013 – Grand Hyatt
San Francisco, CA**

THURSDAY, August 8, 2013

2:30 p.m. to 3:30 p.m.

**Grand Hyatt, Belvedere Room, 2nd Floor
Executive Committee Meeting**

3:45 p.m. to 5:15 p.m.

**Grand Hyatt, Warfield Room, Theatre Level
Disasters: Thinking About the Unthinkable (CLE)**

This session is designed to present a path-breaking program. In the aftermath of the horrible suffering from Katrina, Ike, Sandy, wildfires, tornadoes and devastation all over our Nation, must we, as a society retreat from vulnerable areas where things not only will get bad again, but will get worse? What solutions for State and local government exist? How can we build a safer, sustainable society with less misery and suffering from foreseeable natural events?

This session will discuss why disasters are bad and getting worse, the need for higher building/rebuilding code & zoning standards; as well as prohibitions on rebuilding, eminent domain, and planning for devastated communities. The session will also discuss post-disaster litigation, litigation around flood control projects including the 2012 US Supreme Court decision, *Arkansas Game and Fish v. United States*.

Moderator:

Lai Sun Yee, FEMA Preparedness, Washington DC

Speakers:

Edward A. Thomas, President Natural Hazard Mitigation Association, Quincy, MA

Jo Ann Howard, Jo Ann Howard & Associates, P.C, former Federal Insurance Administrator for the National Flood Insurance Program, Austin, TX

Ernie Abbott, FEMA Law Associates, former General Counsel of FEMA, Washington, DC

Jordan Fried, Federal Emergency Management Agency, Washington DC (via SKYPE)

Glenn Pomeroy, CEO, California Earthquake Authority, Sacramento, CA

**Homeland Security and Emergency Management:
A Legal Guide for State and Local Governments
publication discount**

5:30 p.m. to 7:00 p.m.

**Grand Hyatt, Warfield Room, Theatre Level
Planning and Takings in the Aftermath of Koontz
Sponsor: Land Use Planning and Zoning (CLE)
Co-sponsor: Real Property**

This is the 13th Annual Joint Program of the RPTE Land Use and Zoning Committee and the State and Local Government Land Use Committee. The Supreme Court has granted certiorari in *Koontz v. St. Johns River Water Management District*, setting the stage for a landmark regulatory takings decision. The High Court's decision in the case is expected to address the following questions raised by the Nollan-Dolan standards: (1) does denial of development permits because of refusal to yield to exactions constitute a taking and (2) do cash payments, provision of services, and property other than real estate count as exactions. Our panelists will analyze the Court's decision and provide insight into the advocates' strategies.

**Moderator: Darius W. Dynkowski, Ackerman
Ackerman & Dynkowski, Bloomfield Hills, MI**

Speakers:

**Paul J. Beard II, Pacific Legal Foundation,
Sacramento, CA (argued for Petitioner)**

**Paul Wolfson, WilmerHale, Washington, DC (argued
for Respondent)**

**Professor David Callies, University of Hawaii,
William S. Richardson School of Law, Honolulu, HI**

**Steven J. Eagle, George Mason University School of
Law, Arlington, VA**

7:00 p.m. to 8:00 p.m.

**Grand Hyatt, Bayview Room, 36th Floor
Networking Reception**

Please RSVP

Contact Marsha Boone, Phone: 312-988-5649

Email: marsha.boone@americanbar.org

FRIDAY, August 9, 2013

8:00 a.m. to 9:00 a.m.

**Grand Hyatt, Orpheum Room, Theatre Level
Urban Lawyer Advisory Board**

9:00 a.m. to 10:00 a.m.

**Grand Hyatt, Warfield Room, Theatre Level
Land Use Committee Meeting**

9:00 a.m. to 11:30 a.m.

**SOC Membership Meeting, Marriott Marquis,
Golden Gate, Hall B, B2 Level**

10:00 a.m. to 11:00 a.m.

**Grand Hyatt, Grand Ballroom East, Ballroom Level
Council Meeting and Publication Presentations**

10:30 a.m. to 11:30 a.m.

**SOC Outreach to Law Students Committee
Marriott Marquis, Pacific Suite B, 4th Floor**

11:00 a.m. to 12:00 p.m.

**Grand Hyatt, Warfield Room, Theatre Level
Membership**

12:00 p.m. to 2:00 p.m.

**Zingari Ristorante, 501 Post Street
Jefferson B. Fordham Award Luncheon**

This is a ticketed event, not included in the general registration fee. The cost is \$50.00 per person. Please purchase event tickets with Annual Meeting event registration.

Speaker:

**Ann Ravel, Chair
California Fair Political Practice Commission**

12:00 a.m. to 1:30 p.m.

**SOC Chairs and Chairs-Elect Joint Meeting
Marriott Marquis, Juniper, B2 Level**

2:15 p.m. to 3:15 p.m.

**Grand Hyatt, Orpheum Room, Theatre Level
Diversity and Outreach**

2:15 p.m. to 3:15 p.m.

**Grand Hyatt, Warfield Room, Theatre Level
Publications Oversight Board**

3:30 p.m. to 4:00 p.m.

**Grand Hyatt, Warfield Room, Theatre Level
Content Advisory Board**

3:30 p.m. to 4:30 p.m.

**Grand Hyatt, Curran Room, Theatre Level
AGDJ Committee Meeting**

4:00 p.m. to 5:30 p.m.

**SOC Business Meeting, Marriott Marquis
Nob Hill, A/B/C, Lower B2 Level**

6:00 p.m. to 7:30 p.m.

Dixie Restaurant, Chestnut @ Lyon

Chair Elect's Reception

To RSVP with \$10 reception transportation, use ABA event registration. To RSVP without transportation, please contact Marsha Boone, Phone: 312-988-5649, Email: marsha.boone@americanbar.org

SATURDAY, AUGUST 10, 2013

8:30 a.m. to 10:00 a.m.

**Moscone Center West, Rooms 2014/2016, 2nd Floor
CFPB & State Attorneys General Compliance (CLE)**

With the recent celebration of its first birthday, the CFPB has found its footing. Moving aggressively towards investigative, supervision and enforcement actions, the CFPB has collected over a half a billion dollars in penalties from numerous financial services companies.

With the CFPB in active pursuit of large financial penalties and information for its consumer "library", the Bureau also is engaging its enforcement arm – state Attorneys General – to wage an aggressive, coordinated, and proactive effort to reform non-banks in the financial institution space.

Moreover, with the creation of and the continuing revision of the supervision and examination manual for debt collectors, financial services companies must be primed and ready for the inevitable CFPB assault. Indeed, the historic first lawsuit filed by the CFPB was filed against a debt collection law firm, which reflects the priority the CFPB has placed on "reforming" this industry.

**Moderator: The Honorable Ellen Rosenblum, Oregon
Attorney General**

Panelists:

**Eleanor Blume, Counsel, Liquidity Lending Markets
Consumer Financial Protection Bureau, Washington,
DC**

**Jermaine Brown, Assistant Attorney General, Oregon
Department of Justice**

**Ashley L. Taylor, Jr., Troutman Sanders,
Richmond, VA**

**Michael Troncoso, Senior Counsel, California Attorney
General Office, San Francisco, CA**

SATURDAY, AUGUST 10, 2013

**10:30 a.m. to 12:00 p.m. Presidential Showcase CLE
Moscone Center West, Rooms 2014/2016, 2nd Floor
The 2012 Supreme Court Term in Review**

This panel discussions of noted legal professionals, academics and journalists provides an overview of the Supreme Court decisions of the 2012 term (October 2012 to June 2013).

Co-sponsor: Institute for Justice Administration

**Moderator: William Hurd, Troutman Sanders,
Richmond, VA**

Panelists:

**Linda Greenhouse, Senior Research Scholar in
Law, the Knight Distinguished Journalist-in-
Residence, and Joseph Goldstein Lecturer in Law,
Yale Law School**

**Deanne E. Maynard, chair of the Appellate and
Supreme Court Practice Group, and partner
Morrison and Foerster, former Assistant to the
Solicitor General at the United States Department of
Justice, Washington DC**

**Kannon K. Shanmugam, Williams & Connolly LLP,
Washington, DC**

**12:00 p.m. to 1:00 p.m.
Westin San Francisco, Concordia Room, 2nd Floor
Substantive Committees Business Meetings**

**2:00 p.m. to 3:30 p.m.
Moscone Center West, Rooms 2014/2016, 2nd Floor
CHAPTER 9: THE BIG DEBATES IN THIS BRAVE
NEW WORLD (CLE)**

Since the filing Vallejo, California's Chapter 9 case in May of 2008, many of the country's distressed municipalities have been considering Chapter 9 as a potential vehicle to help them return to fiscal stability. This new use of Chapter 9 has raised many questions that are being debated nationwide. The debates are both legal and political in nature. The panel will debate or discuss five of the most controversial and timely issues.

Co-sponsor: ABA Business Law Section, Business Bankruptcy Committee

Moderators:

**Jordan A. Kroop, Squire Sanders, Phoenix, AZ and
Theodore B. Orson, Gibson Dunn, Washington,
D.C.**

Panelists:

**Hon. Frank Bailey, Chief Judge for the United
States bankruptcy court, District of Massachusetts**

**Hon. David H. Coar (Ret.), Mediator and Arbitrator,
JAMS, former United States District Judge for the
Northern District of Illinois and former United States
Bankruptcy Judge, United States District Court for
the Northern District of Illinois**

**Hon. Christopher Klein, Chief U.S. Bankruptcy
Judge, Eastern District of California, Sacramento,
CA**

Ron Oliner, Duane Morris, San Francisco, California

Harriet M. Welch, Squire Sanders, Los Angeles, CA

**3:45 p.m. to 5:15 p.m.
Moscone Center West, Rooms 2014/2016, 2nd Floor
Emergency Manager Laws as an Alternative to
Bankruptcy in Local Government (CLE)**

This session will provide in depth legal and practical analysis of the Emergency Financial Manager legal framework in Michigan in severely depressed communities. The panel will discuss the options available to a distressed municipality, the anticipated legal challenges and the practical experiences of an Emergency Manager.

Co-sponsor: ABA Business Law Section, Business Bankruptcy Committee

Moderator:

**Steven F. Stapleton, Senior Counsel,
Miller Canfield, Grand Rapids, MI**

Panelists:

**Hon. Andy Dillon, Treasurer, State of Michigan and
former Speaker of the Michigan House of Representatives,
Lansing, MI**

**Michael P. McGee, CEO and Principal, Miller Canfield
Detroit, MI**

**Ann Marie Uetz, Partner, Foley & Lardner LLP,
Detroit, MI**

SUNDAY, AUGUST 11, 2013

**8:00 a.m. to 10:00 a.m.
Grand Hyatt, Grand Ballroom East, Ballroom Level
Council Meeting & Nominating Committee Report**

12:00 p.m. to 2:00 p.m.

**Margaret Brent Women Lawyers of Achievement
Awards Luncheon**

Moscone Center, West Convention Center