AVIATION AND SPACE LAW LITIGATION

October 21–22, 2010
Ritz-Carlton Hotel
Washington, D.C.

UNITING PLAINTIFF,
DEFENSE, INSURANCE,
AND CORPORATE
COUNSEL TO ADVANCE
THE CIVIL JUSTICE
SYSTEM
Greetings,

We are looking forward to seeing old friends and welcoming new ones at our annual Fall gathering on October 21-22, 2010 in Washington, D.C. We are once again meeting at the beautiful downtown Ritz-Carlton Hotel which is conveniently located to our Capitol’s landmarks, museums and attractions. We have assembled a faculty of experienced aviation litigators who have agreed to share their knowledge and experience obtained over the course of many years of practice. Because all of the presenters are highly regarded by their peers, every one of us, old-timers as well as newcomers, will benefit from this program with its practical “how it’s done” subjects.

Our program will focus on preparing for and conducting the aviation trial. Our seasoned presenters will provide insightful techniques and discussions regarding issues including:

- Methods for retrieving electronically stored information (ESI) and complying with court orders regarding same
- Pursuing and Defending Punitive Damages
- Opening and Closing Arguments and Presentation of Evidence at Trial

Also included is the annual presentation on Recent Developments in Aviation Law. Additionally, we will hear from in-house counsel at airlines and manufacturers, and lawyers from insurers and government regarding continuing challenges facing the aviation and insurance industry.

This program always presents an opportunity for long time practitioners and those lawyers new to the field of aviation law to meet, interact and compare notes. So, see you all in our beautiful nation’s Capitol for two interesting days of learning and socializing.

Kevin P. Hilliard  
Committee Chair  
*Global Aerospace*  
Short Hills, NJ

Tracey Campbell  
Program Chair  
*Global Aerospace*  
Short Hills, NJ

Richard A. Lazenby  
Planning Committee  
*Condon & Forsyth, LLP*  
Los Angeles, CA

Daniel O. Rose  
Planning Committee  
*Kreindler & Kreindler LLP*  
New York, NY

Christina Schoen  
Planning Committee  
*USAU*  
New York, NY
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Our program will focus on preparing for and conducting the aviation trial, including challenging issues. We will present the latest developments in recent cases, including recent Supreme Court cases, as well as issues unique to the industry such as airline liability, security law, and aviation regulatory matters. We will address all aspects of the aviation trial, from opening and closing arguments and pre-trial motions to evidence presentation, witness examination, and jury selection.

The faculty includes some of the most respected and accomplished aviation attorneys in the country. Faculty members include:

- Tony Cassese
  - USAIG
  - New York, NY
- William J. Conroy
  - Campbell Campbell
  - Edwards & Conroy PC
  - Philadelphia, PA
- R. Robert Craft, Jr.
  - Holland & Knight LLP
  - New York, NY
- Thad T. Dameris
  - Hogan & Hartson LLP
  - Houston, TX
- Jonathan E. DeMay
  - Condon & Forsyth LLP
  - New York, NY
- Mark A. Dombroff
  - Dombroff, Gilmore, Jaques & French
  - McLean, VA
- Richard M. Dunn
  - Cozen O’Connor
  - Miami, FL
- Susan J. Ellis
  - Global Aerospace
  - Short Hills, NJ
- Ricks Frasier
  - United Airlines
  - Chicago, IL
- Susan Friery, M.D.
  - Kreindler & Kreindler LLP
  - Boston, MA
- Richard E. Genter
  - Richard E. Genter Law Offices
  - Jenkintown, PA
- Hank Goddard
  - Civil Division
  - U.S. Department of Justice
  - Washington, D.C.
- Neil A. Goldberg
  - Goldberg Segalla LLP
  - Buffalo, NY
- Frank H. Granito III
  - Speiser Krause Nolan & Granito, PC
  - New York, NY
- Douglas Hensley
  - General Electric
  - Evendale, OH
- Kathryn J. Humphrey
  - Dykema Gossett, PLLC
  - Detroit, MI
- Kelli Jones
  - Continental Airlines
  - Houston, TX
- William J. Katt
  - Leib & Katt, LLC
  - Milwaukee, WI
- Monica R. Kelly
  - Ribbeck Law Chartered
  - Chicago, IL
- Mark Larson
  - Honeywell
  - Phoenix, AZ
- Douglas A. Latto
  - Baumeister & Samuels, P.C.
  - New York, NY
- Alvin F. Lindsey
  - Hogan & Hartson LLP
  - Miami, FL
- Ricardo M. Martinez-Cid
  - Podhurst, Orseck, PA
  - Miami, FL
- Eugene Massamillo
  - Kaplan, Massamillo & Andrews, LLC
  - New York, NY
- W. Timothy McSwain
  - Allianz
  - New York, NY
- Marc S. Moller
  - Kreindler & Kreindler LLP
  - New York, NY
- Jeffrey W. Moryan
  - Connell Foley LLP
  - Roseland, NJ
- Tara E. Nicola
  - Reed Smith LLP
  - Princeton, NJ
- Kenneth P. Nolan
  - Speiser Krause Nolan & Granito, PC
  - New York, NY
- Brian Panish
  - Panish, Shea & Boyle, LLP
  - Los Angeles, CA
- Gary C. Robb
  - Robb & Robb LLC
  - Kansas City, MO
- Jackie Robinson
  - Thompson & Knight LLP
  - Dallas, TX
- Michael L. Slack
  - Slack & Davis, LLP
  - Austin, TX
- Gerald C. Sterns
  - Sterns & Walker
  - Oakland, CA
- Timothy S. Tomasik
  - Clifford Law Offices
  - Chicago, IL
- Paula L. Wegman
  - Adler Murphy & Quillen LLP
  - Chicago, IL
- Hoyt Zia
  - Hawaiian Airlines
  - Honolulu, Hi
- Jonathan S. Ziss
  - Margolis Edelstein
  - Philadelphia, PA
Program Agenda

DAY ONE—THURSDAY, OCTOBER 21, 2010

8:00 a.m.  REGISTRATION AND CONTINENTAL BREAKFAST

8:30 a.m. – 8:35 a.m.  WELCOME REMARKS AND INTRODUCTIONS

Kevin Hilliard  Tracey Campbell
Committee Chair  Program Chair
Global Aerospace  Global Aerospace
Short Hills, NJ  Short Hills, NJ

Jennifer “Ginger” Busby
Tort Trial & Insurance
Practice Section Chair
Burr & Forman LLP
Birmingham, AL

Morning Session Moderator: Richard A. Lazenby

8:35 a.m. – 9:15 a.m.  RECENT DEVELOPMENTS IN AVIATION LAW
This discussion includes a review of recent aviation cases which may affect your practice.

Paula L. Wegman
Adler Murphy & McQuillen LLP
Chicago, IL

9:15 a.m. – 10:00 a.m.  RESEARCH TECHNIQUES AND SOURCES IN AVIATION LITIGATION
Learn the best and latest ways to develop information regarding both the liability and damages aspects of your cases.

Moderator:  Plaintiffs’ Counsel:  Insurer:
Alvin F. Lindsey  Susan Friery M.D.
Hogan & Hartson LLP  Kreindler & Kreindler
Miami, FL  Boston, MA

Defense Counsel:  Insurer:
Jonathan E. DeMay  Susan J. Ellis
Condon & Forsyth LLP  Global Aerospace
New York, NY  Short Hills, NJ

10:00 a.m. – 10:15 a.m.  BREAK
10:15 a.m. – 11:00 a.m.  LOCATING, VETTING AND SELECTING EFFECTIVE EXPERT WITNESSES
Panelists examine practices and techniques to locate and select the best experts to advance the theories of your case.

Moderator:  Plaintiffs’ Counsel:  Defense Counsel:  Insurer:
Jeffrey W. Moryan  Michael L. Slack  Jackie Robinson  W. Timothy McSwain
Connell Foley LLP  Slack & Davis, LLP  Thompson & Knight LLP  Allianz
Roseland, NJ  Austin, TX  Dallas, TX  New York, NY

Government:  Insurer:
Hank Goddard  W. Timothy McSwain
U.S. Department of Justice Civil Division  Allianz
Washington D.C.  New York, NY

In a similar vein as the previous one, this panel looks at international investigations and the effect of parallel criminal

ACCIDENT INVESTIGATIONS

Speakers:
Moderator:
Mike McQuillen
Mikael M. F. Baumeister
Richard A. Lazenby

Aviation cases.

strategies for successfully taking and defending depositions in

or other civil investigations.

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or other civil investigations.
11:00 a.m. – 11:45 a.m.  
**TAKing and defending depositions in aviation cases: Tricks of the Trade**
Seasoned aviation attorneys will share and discuss their time-tested strategies for successfully taking and defending depositions in aviation cases.

*Moderator:*

**Gerald C. Sterns**  
*Sterns & Walker*  
*Oakland, CA*

*Plaintiffs’ Counsel:*

**Douglas A. Latto**  
*Baumeister & Samuels, P.C.*  
*New York, NY*

*Defense Counsel:*

**Richard M. Dunn**  
*Cozen O’Connor*  
*Miami, FL*

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11:45 a.m. – 12:30 p.m.  
**Practicalities of ESI**
Panelists will discuss the tactics for managing discovery requests pertaining to electronically stored information.

*Moderator:*

**Jonathan Ziss**  
*Margolis Edelstein*  
*Philadelphia, PA*

*Plaintiffs’ Counsel:*

**Richard E. Genter**  
*Richard E. Genter*  
*Jenkintown, PA*

*Defense Counsel:*

**Tara E. Nicola**  
*Reed Smith LLP*  
*Princeton, NJ*

*Corporate Reps:*

**Ricks Frasier**  
*United Airlines*  
*Chicago, IL*

**Kelli Jones**  
*Continental Airlines*  
*Houston, TX*

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12:30 p.m. – 1:45 p.m.  
**Luncheon**

*Hon. Christopher A. Hart*  
*Vice Chairman, National Transportation Safety Board*

*Afternoon Session Moderator: Christina Schoen*

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1:45 p.m. – 2:30 p.m.  
**Conducting Effective Focus Groups**
This panel will provide insight into what can be learned from focus group studies and how to effectively use information that is developed during focus group sessions.

*Moderator:*

**Kenneth P. Nolan**  
*Speiser Krause Nolan & Granito, PC*  
*New York, NY*

*Defense Counsel:*

**William J. Katt**  
*Leib & Katt, LLC*  
*Milwaukee, WI*

*Plaintiffs’ Counsel:*

**Timothy S. Tomasik**  
*Clifford Law Offices*  
*Chicago, IL*

*Insurer:*

**Tony Cassese**  
*USAIG*  
*New York, NY*

*Consultant:*

**Angela Abel, M.A.**  
*DecisionQuest*  
*Atlanta, GA*
2:30 p.m. – 3:15 p.m.  **FORUM NON CONVENIENS MOTIONS: WHAT’S THE LATEST?**  
A panel of experts will engage attendees with practical and thoughtful discussion regarding issues to consider when filing forum non conveniens motions.

Moderator:  
**Monica R. Kelly**  
Ribbeck Law Chartered  
Chicago, IL

Defense Counsel:  
**Bruce Campbell**  
Perkins Cole LLP  
Seattle, WA

Plaintiffs’ Counsel:  
**Ricardo M. Martinez-Cid**  
Podhurst, Orseck, PA  
Miami, FL

Manufacturer:  
**Mark Larson**  
Honeywell  
Phoenix, AZ

3:15 p.m. – 3:30 p.m.  **BREAK**

3:30 p.m. – 4:15 p.m.  **CONTINUING CHALLENGES FACING AIRLINES AND MANUFACTURERS**  
In-house counsel and practitioners will examine the emerging issues facing airlines, manufacturers and aviation industry advocates in today’s business climate.

Moderator:  
**Eugene Massamillo**  
Kaplan, Massamillo & Andrews, LLC  
New York, NY

Defense Counsel:  
**Kathryn J. Humphrey**  
Dykema Gossett, PLLC  
Detroit, MI

Plaintiffs’ Counsel:  
**Frank H. Granito III**  
Speiser Krause Nolan & Granito, PC  
New York, NY

Manufacturer:  
**Douglas Hensley**  
General Electric  
Evendale, IL

Airline:  
**Hoyt Zia**  
Hawaiian Airlines  
Honolulu, HI

4:15 p.m. – 5:15 p.m.  **ETHICS**  
Panelists will examine the ethical issues that we all confront and will share their “best practices” on how to deal with the ethical considerations unique to aviation law and litigation.

Moderator:  
**Gary W. Allen**, former Director  
Aviation and Admiralty Sections  
U.S. Department of Justice  
Washington, D.C.

Defense Counsel:  
**Frederick P. Alimonti**  
Alimonti Law Offices, P.C.  
New York, NY

Plaintiffs’ Counsel:  
**Michel F. Baumeister**  
Baumeister & Samuels, P.C.  
New York, NY

5:30 p.m.  **RECEPTION**
DAY TWO—FRIDAY, OCTOBER 22, 2010

Session Moderator: Daniel Rose

9:00 a.m. – 9:45 a.m.  

PURSUING AND DEFENDING PUNITIVE DAMAGES
A panel of litigators will discuss recent case law pertaining to punitive damages and actions that should be taken to preserve your arguments.

Moderator:  
R. Robert Craft, Jr.  
Holland & Knight LLP  
New York, NY

Defense Counsel:  
Neil A. Goldberg  
Goldberg Segalla LLP  
Buffalo, NY

Plaintiffs’ Counsel:  
Brian Panish  
Panish, Shea & Boyle, LLP  
Los Angeles, CA

9:45 a.m. – 10:30 a.m.  

THE TRIAL: OPENING AND CLOSINGS IN COMPLEX HIGH EXPOSURE CASES
Experienced attorneys will discuss effective ways to artfully advance the theories of your case while following the applicable court rules.

Moderator:  
Thad T. Dameris  
Hogan & Hartson LLP  
Houston, TX

Defense Counsel:  
William J. Conroy  
Campbell Campbell  
Edwards & Conroy PC  
Philadelphia, PA

Plaintiffs’ Counsel:  
Marc S. Moller  
Kreindler & Kreindler LLP  
New York, NY

10:30 a.m. – 10:45 a.m.  

BREAK

10:45 a.m. – 11:45 a.m.  

CONSIDERATIONS IN PRESENTING THE CASE AT TRIAL
Veteran attorneys share key strategies in the decision making process. Learn how to effectively present witnesses, evidence and motions at trial.

Moderator:  
Desmond T. Barry, Jr.  
Condon & Forsyth, LLP  
New York, NY

Defense Counsel:  
Mark A. Dombroff  
Dombroff, Gilmore, Jaques & French  
McLean, VA

Plaintiff’s Counsel:  
Gary C. Robb  
Robb & Robb LLC  
Kansas City, MO

11:45 a.m. – 12:00 p.m.  

CLOSING REMARKS

12:00 p.m.  

ADJOURN
REGISTRATION DEADLINE: OCTOBER 1, 2010

ADVANCE REGISTRATION
Visit the TIPS Aviation and Space Law Litigation Program website to register at www.abanet.org/tips or complete the registration form included in this brochure and fax it to us at (312) 988-6230. The registration fee includes admission to the program, course materials, continental breakfast, breaks, and reception. If you wish to have your name appear on the pre-registration list distributed at the program, we must receive your registration reservation no later than October 1, 2010. Registration reservations will be confirmed in writing within 10 business days.

ON-SITE REGISTRATION
On-site registrations will be accepted if space is available. Call Donald Quarles at (312) 988-5708 or email d quarles@staff.abanet.org, 72 hours prior to the program to confirm that space is available. On-site registrants must pay the program fee by credit card or check made payable to the American Bar Association. A $25 fee will be charged to individuals registering on-site.

CANCELLATION POLICY
No registration fee refunds will be granted for cancellations received after October 1, 2010. In order to receive a refund (less a $100 administrative fee), the ABA must receive written cancellation by October 1, 2010. Registrants who are unable to attend may send a substitute or receive course materials in lieu of a refund.

HOTEL INFORMATION
Ritz-Carlton Hotel
Reservations can be made by calling (202) 835-0500 or (800) 558-9994.

A limited number of rooms have been blocked for program registrants of the ABA Tort Trial & Insurance Practice Section Aviation and Space Law Litigation Meeting at the Ritz-Carlton Washington D.C., 1150 22nd Street NW, Washington, DC 20037. The ABA negotiated hotel room rate is $299 S/D plus 14.5% tax. For reservations, please call the hotel directly at (202) 835-0500. The room block will be held until exhausted or until Wednesday, September 29, 2010 at 5:00 p.m. (CST). After the meeting specified hotel deadline, reservations will be confirmed based on availability. Please refer to the ABA Tort Trial & Insurance Practice Section Aviation and Space Law Litigation Meeting when calling the hotel to make reservations. Hotel check-in is 3:00 p.m. and checkout is 12:00 p.m. (Noon). All reservations must be guaranteed by credit card or deposit check. Individuals with guaranteed reservations must cancel their reservations no later than 24 hours before the scheduled day of arrival to avoid a one-night cancellation charge.

CLOSING REMARKS
Campbell Campbell Kreindler & Kreindler LLP
William J. Conroy Marc S. Moller

EXPOSURE CASES
A panel of experts will engage attendees with practical and real-world examples of high-exposure cases, emphasizing the importance of comprehensive case management protocols, creative trial strategy and the use of technology. A panel of judges will provide a unique perspective on the practical considerations and the intricacies of handling complex tort trials.

SCHOLARSHIPS AVAILABLE!
ATTENTION TIPS MEMBERS: Scholarships are available for all Section activities, courtesy of the TIPS Scholarship Fund. The Fund, established with the International Risk Management Institute ("IRMI") and supported by subscriptions to the IRMI CGL Reporter, is intended to increase membership involvement in TIPS' activities among minorities, solo and small firm practitioners, government attorneys, women, and young lawyers by providing financial support to those who would otherwise be unable to participate. To request an application or receive additional information, visit www.abanet.org/tips/scholarship.html or contact Linda Wiley at (312) 988-5673.

HOTEL DEADLINE: SEPTEMBER 29, 2010
Following is the ABA discount code for American and United Airlines under which your reservations need to be purchased in order to receive either the ABA percentage discount or zone fare.

AMERICAN AIRLINES (800) 433-1790 Code A12105S
UNITED AIRLINES (800) 521-4041 Code 578IG

CLE INFORMATION
Accreditation will be requested for this program from every state with mandatory continuing legal education (MCLE) requirements for its lawyers. Please be aware that each state has its own rules and regulations, including its definition of “CLE”. Check with your state agency for confirmation of this program’s approval. Attorneys seeking to obtain MCLE credit in Pennsylvania are required to pay state accreditation fees directly to that state. Certificates of attendance will be available at the conclusion of the program. In order to receive CLE credit, all attorneys will be required to sign in on the sign-in sheets and obtain a Uniform Certificate of Attendance. Registration fees must be paid in full before registrants can receive credit. You may contact the ABA Service Center toll free at (800) 285-2221 or Donald Quarles at (312) 988-5708 two weeks prior to the conference for confirmation of the number of CLE credit hours requested by the ABA or credit approved by any particular state.

MEMBERSHIP INFORMATION
For more information about membership in the ABA or the Tort Trial & Insurance Practice Section (TIPS), please visit us online at www.abanet.org/tips/about or call (800) 285-2221. Membership in TIPS includes three industry leading periods, discounts of up to 20% on many TIPS CLE programs, and other career and practice-enhancing benefits, join TIPS today!

PERSONS WITH DISABILITIES
Services for persons with disabilities are available. If special arrangements are required for an individual to attend this program, please notify Donald Quarles at the ABA promptly at (312) 988-5708. Reasonable advance notice is requested.

GET CONNECTED WITH TIPS!
Information on this and other TIPS CLE programs is available online at www.abanet.org/tips. Visit us and get connected!
REGISTRATION FORM

ABA Tort Trial & Insurance Practice Section (TIPS)
Aviation and Space Law Litigation
Ritz-Carlton Hotel • Washington D.C. • October 21-22, 2010

REGISTRATION DEADLINE: OCTOBER 1, 2010       HOTEL DEADLINE: SEPTEMBER 29, 2010

1. REGISTRANT: (Please print or type one form per person; photocopy this form for additional registrants)

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NAME AS YOU WISH IT TO APPEAR ON YOUR BADGE

FIRM/COMPANY

WHAT STATE(S) ARE YOU LICENSED IN?

ADDRESS

CITY            STATE            ZIP

(AREA CODE)    BUSINESS TELEPHONE  FACSIMILE

E-MAIL ADDRESS

Are you attending your first TIPS National Program?   Yes   No

I am a member of the ABA and wish to join the Tort Trial & Insurance Practice Section. I have enclosed a separate check for $50 made payable to the American Bar Association.

2. REGISTRATION FEES:

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3. MATERIALS

I will not be attending the meeting and wish to order program materials on CD-ROM for $150.

4. TOTAL PAYMENT

Total ______

5. PAYMENT INFORMATION

Check (made payable to the ABA)   American Express   MasterCard   VISA

CREDIT CARD NUMBER

EXPIRATION DATE

SIGNATURE

THREE WAYS TO REGISTER

1. ONLINE: www.abanet.org/tips
2. MAIL:  Aviation and Space Law Litigation
         American Bar Association
         321 North Clark Street
         Mail Stop 18-2
         Chicago, IL  60654
3. FAX:     312/988-6230

On-site registrants must pay the program fee plus an additional $25 by check or credit card.