

AMERICAN BAR ASSOCIATION
TORT TRIAL & INSURANCE PRACTICE SECTION
AVIATION & SPACE LAW COMMITTEE
PRESENTS

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*





WELCOME

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



FACULTY & SPEAKERS

Faculty

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

Barry Benson
Chair Elect
U.S. Department of Justice
Washington, D.C.

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

Speakers

Angela Abel, M.A.
DecisionQuest
Atlanta, GA

Frederick P. Alimonti
Alimonti Law Offices P.C.
New York, NY

Gary W. Allen
Former Director
Aviation and Admiralty Sections
U.S. Department of Justice
Washington, D.C.

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

Michel F. Baumeister
Baumeister & Samuels, P.C.
New York, NY

Bruce Campbell
Perkins Cole LLP
Seattle, WA

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
Evandale, IL

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

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

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

Daniel O. Rose
Kreindler & Kreindler LLP
New York, NY

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 &
McQuillen 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
Committee Chair
Global Aerospace
Short Hills, NJ

Tracey Campbell
Program Chair
Global Aerospace
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:
Alvin F. Lindsey
Hogan & Hartson LLP
Miami, FL

Plaintiffs’ Counsel:
Susan Friery M.D.
Kreindler & Kreindler
Boston, MA

Defense Counsel:
Jonathan E. DeMay
Condon & Forsyth LLP
New York, NY

Insurer:
Susan J. Ellis
Global Aerospace
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:
Jeffrey W. Moryan
Connell Foley LLP
Roseland, NJ

Plaintiffs’ Counsel:
Michael L. Slack
Slack & Davis, LLP
Austin, TX

Defense Counsel:
Jackie Robinson
Thompson & Knight LLP
Dallas, TX

Government:
Hank Goddard
U.S. Department of Justice Civil Division
Washington D.C.

Insurer:
W. Timothy McSwain
Allianz
New York, NY

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

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

12:30 p.m. – 1:45 p.m.

LUNCHEON

Hon. Christopher A. Hart

Vice Chairman, *National Transportation Safety Board*

Afternoon Session Moderator: **Christina Schoen**

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

Plaintiffs' Counsel:

Frank H. Granito III
Speiser Krause Nolan & Granito, PC
New York, NY

Defense Counsel:

Kathryn J. Humphrey
Dykema Gossett, PLLC
Detroit, MI

Airline:

Hoyt Zia
Hawaiian Airlines
Honolulu, HI

Manufacturer:

Douglas Hensley
General Electric
Evan Dale, IL

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



GENERAL INFORMATION

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 meeting 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 dquarles@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.

AIRLINE INFORMATION

Discounted airfares are available from ABA Orbitz For Business including ABA negotiated discounts on American and United Airlines. To book online, go to www.abanet.org/travel > click under the Orbitz For Business logo at the top of the page > click on the appropriate link in the Self Paid Travel box. For assistance with online or offline reservations, call toll free (877) 222-4185.

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 A1210SS

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 periodicals, 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!

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.

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)

LAST NAME FIRST NAME MI

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:	On or Before 10/1/10	After 10/1/10	QTY	TOTAL
TIPS Member	\$525	\$550	___	___
ABA Member	\$575	\$600	___	___
General Attendee	\$625	\$650	___	___
Government Employee	\$395	\$420	___	___
Law Student	\$150	\$175	___	___

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.

AVIATION AND SPACE LAW LITIGATION

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Registration Deadline:
October 1, 2010

Hotel Deadline:
September 29, 2010

Register online at
www.abanet.org/tips



American Bar Association
Tort Trial & Insurance Practice Section
321 North Clark Street
Chicago, Illinois 60654



Defending Liberty
Pursuing Justice

#117464

