AVIATION
AND SPACE LAW
LITIGATION

Sponsored By
Tort Trial & Insurance Practice Section
Aviation and Space Law Committee

OCTOBER 20-21, 2011
THE FAIRMONT
WASHINGTON, DC

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

Our annual gathering in Washington, DC is fast approaching, and we hope you will be able to join us on October 20-21, 2011.

This year’s program has something for everyone. There are several panel discussions related to business development. One panel will feature representatives from major aviation insurers and manufacturers who will pass along tips on seeking their business and serving their needs. Another panel will focus on how women in the profession can help your firm’s bottom line.

We also will feature panel discussions on issues unique to litigating tort claims against the United States. Panelists will explore the intricacies of obtaining information through the Freedom of Information Act, discuss the finer points that arise when litigating defenses unique to the United States, and offer practical advice for successful settlement negotiations.

Attendees will hear from a magistrate judge who has published insightful decisional authority grappling with e-discovery and social media issues. The program will also have a panel on issues concerning space law.

Of course, this top-notch program is not the only reason to attend. There will be plenty of opportunities for networking, socializing, and simply reconnecting with friends and colleagues face to face, rather than through e-mail or texting.

This year we will be at the beautiful Fairmont Hotel, located close to many points of interest. Fall is a great time to visit Washington. The humid summer weather relents, and the crowds of tourists thin out. No matter what your interest, you will find plenty of things to do in your free time.

Please plan to join us. We look forward to seeing you.

Barry F. Benson, Chair
Aviation & Space Law Committee
Greetings:

This year’s program has something for everyone. There are several panel discussions related to business development. One panel will feature representatives from major aviation insurers and manufacturers who will discuss how to develop a successful claims handling program. Another panel will focus on the latest developments in liability insurance coverage as a defense for aviation and space law clients.

Attendees will hear from a magistrate judge who has published insightful materials on CD-ROM for $150. Additional $25 by check or credit card.

Materials can be ordered at: 321 North Clark Street
Chicago, IL
60610
312/988-6230

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

On or Before After

Total ______

I have enclosed a separate check for $50 made payable to the American Bar Association.

I am a member of the ABA and wish to join the Tort Trial & Insurance Practice Section.

No

Yes

5. PAYMENT INFORMATION

I will not be attending the meeting and wish to order program __________

Law Student $150 $175 __________

ABA Member $575 $600 __________

John H. Martin
Thompson & Knight, LLP
Dallas, TX

Ricardo M. Martinez-Cid
Podhurst Orseck PA
Miami, FL

Timothy McSwain
Chief Claims Officer
Alliance Aviation/Americas
New York, NY

Leane Capps Medford
ELROD PLLC
Dallas, TX

Russ Mirabile
Aviation Claims Manager
XL Aerospace
New York, NY

Brian P. Mitchell
Pino & Associates, LLP
White Plains, NY

Timothy M. Ravich
Weiss Serota Helfman Pastoriza Cole & Bouskeeper, P.C.
Coral Gables, FL

Jill Dahlmann Rosa
U.S. Department of Justice
Civil Division, Torts Branch
Aviation and Admiralty Section
Washington, DC

Steven O. Rosen
The Rosen Law Firm
Portland, OR

Richard H. Saltzman
Assistant Chief Counsel for Litigation
Federal Aviation Administration
Washington, DC

Marygrace J. Schaeffer
Vice President
DecisionQuest
Eden Prairie, MN

John M. Socolow
Pins & Associates, LLP
White Plains, NY

Katherine A. Staton
Jackson Walker L.L.P.
Dallas, TX

Lauren Wetzler
Civil Chief, Office of the United States Attorney
Eastern District of Virginia

Melanie Yohe
Federal Aviation Administration
FOIA Public Liaison
Washington, DC

Facility
DAY ONE—THURSDAY, OCTOBER 20, 2011

8:00 a.m. – 5:00 p.m.  REGISTRATION
8:00 a.m. – 8:30 a.m.  CONTINENTAL BREAKFAST
8:30 a.m. – 8:35 a.m.  WELCOMING REMARKS AND INTRODUCTIONS
   Barry F. Benson, Chair
   Assistant Director of Aviation, U.S. Department of Justice, Civil
   Division, Torts Branch, Aviation and Admiralty Section
   Washington, DC

Morning Session Moderator:
Paul Alp
Crowell Moring
Washington, DC

8:35 a.m. – 9:30 a.m.  RECENT DEVELOPMENTS IN AVIATION LAW
This discussion includes a review of recent aviation decisions
presented by plaintiff, defense, and government counsel.

Sara A. Frey
Cozen O'Connor
Philadelphia, PA

Stephen A. Kirsch
U.S. Department of Justice
Civil Division, Torts Branch,
Aviation and Admiralty Section
Washington, DC

Jared Watkins
Kreindler & Kreindler, LLP
New York, NY

9:30 a.m. – 10:15 a.m.  OBTAINING INFORMATION FROM THE GOVERNMENT
The panel will discuss obtaining information through FOIA.

Moderator:
Gary L. Halbert
Holland & Knight
Washington, DC

Speakers:
James M. Kovakas
U.S. Department of Justice
Attorney in Charge, FOI/PA
Unit, Civil Division,
Federal Programs Branch,
Washington, DC

Lauren Wetzler
Civil Chief
Office of the United States Attorney
Eastern District of Virginia

Melanie Yohe
Federal Aviation Administration
FOIA Public Liaison
Washington, DC

10:15 a.m. – 10:30 a.m.  BREAK
10:30 a.m. – 11:30 a.m.  GOVERNMENT ISSUES AND DEFENSES
This panel will explore unique liability and procedural defenses
available to the government in Federal Tort Claims Act cases.

Paul M. Brown
U.S. Department of Justice
Civil Division, Torts Branch,
Constitutional and Specialized
Torts Section
Washington, DC

Conor Kells
U.S. Department of Justice
Civil Division, Torts Branch,
FTCA Section
Washington, DC
Jill Dahlmann Rosa  
*U.S. Department of Justice*  
Civil Division, Torts Branch, Aviation and Admiralty Section  
Washington, DC

**11:30 a.m. – 12:30 p.m.**  
**WHY RETAINING WOMEN ATTORNEYS IS GOOD BUSINESS**  
Learn why women attorneys are vital for developing your business, especially in the aviation industry.

**Moderator:**  
**James W. Huston**  
*Morrison Foerster, LLP*  
San Diego, CA

**Speakers:**  
**Susan Smith Blakley**  
*Author—Best Friends at the Bar: What Women Need to Know about a Career in the Law*  
Great Falls, VA

**Debra D. Fowler**  
*Senior Aviation Counsel, U.S. Department of Justice*  
*Civil Division, Torts Branch, Aviation and Admiralty Section*  
Washington, DC

**Ann Thornton Field,**  
*Cozen O’Connor*  
Philadelphia, PA

**Dorothea M. Capone**  
*Baumeister & Samuels, P.C.*  
New York, NY

**12:30 p.m. – 1:45 p.m.**  
**LUNCHEON – SPEAKER: TBA**

**Afternoon Session Moderator:**  
**Ricardo M. Martinez-Cid**  
*Podhurst Orseck, PA*  
Miami, FL

**1:45 p.m. – 2:45 p.m.**  
**SPACE LAW**  
A discussion on how space law is anticipated to develop with the expansive opportunities of privatized space travel and commercial enterprise.

**Moderator:**  
**John Socolow**  
*Pino & Associates, L.L.P.*  
White Plains, NY

**Speakers:**  
**Rebecca Bresnik**  
*Assistant Chief Counsel for International Matters, NASA*  
Houston, TX

**Robert L. “Hoot” Gibson**  
*Astronaut, NASA (retired)*  
Coral Gables, FL

**Brian P. Mitchell**  
*Pino & Associates, LLP*  
White Plains, NY

**Debra D. Fowler**  
*Senior Aviation Counsel, U.S. Department of Justice*  
*Civil Division, Torts Branch, Aviation and Admiralty Section*  
Washington, DC

**Timothy M. Ravich**  
*Weiss Serota Helfman Pastoriza Cole & Boniske, P.L.*  
Coral Gables, FL

**2:45 p.m. – 3:00 p.m.**  
**BREAK**
3:00 p.m. – 3:45 p.m. **SETTLING YOUR CASE WITH THE GOVERNMENT**
Tips from those who know best: effective means of settling your case with the government.

Moderator:
**Brian J. Alexander**  
Kreindler & Kreindler, LLP  
New York, NY

Speakers:
**Hal Dronberger**  
Deputy Director  
Navy Claims and Tort Litigation  
Washington, DC

**Peter F. Frost**  
Director, U.S. Department of Justice  
Civil Division, Torts Branch  
Aviation and Admiralty Section  
Washington, DC

**Richard H. Saltsman**  
Assistant Chief Counsel for Litigation  
Federal Aviation Administration  
Washington, DC

3:45 p.m. – 4:45 p.m. **EMERGING AVIATION ISSUES**
This panel will explore issues that are becoming increasingly prevalent in aviation litigation.

**Patrick E. Bradley**  
Reed Smith  
Princeton, NJ

**Jonathan E. DeMay**  
Condon Forsyth LLP  
New York, NY

**Richard A. Fiore**  
Managing Counsel-Litigation  
United Air Lines, Inc.  
Chicago, IL

**Andrew J. Harakas**  
Clyde & Co US LLP  
New York, NY

4:45 p.m. – 5:10 p.m. **EXPERT WITNESSES AND THE NEW RULES**
Practical review of the new discovery rules for expert witnesses.

**Adam Bain**  
U.S. Department of Justice,  
Civil Division, Torts Branch  
Environmental Torts Section  
Washington, DC

5:15 p.m. **RECEPTION**

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**DAY TWO—FRIDAY, OCTOBER 21, 2011**

Session Moderator: Katherine A. Staton  
**Jackson Walker, L.L.P.**  
Dallas, TX

9:00 a.m. – 10:00 a.m. **E-DISCOVERY AND SOCIAL MEDIA ISSUES**
Hear from Magistrate Judge Grimm who has written several noteworthy opinions in the areas of e-discovery and social media.

**Magistrate Judge Paul W. Grimm**  
Chief Magistrate Judge  
U.S. District Court for the District of Maryland  
Baltimore, MD
10:00 a.m. – 10:50 a.m.  
**JURY CONSULTANTS**  
Learn about the effective use of jury consultants and jury panel questionnaires.  

Moderator:  
**Leane Capps Medford**  
_ELROD PLLC_  
Dallas, TX  

Speakers:  
**Michel F. Baumeister**  
_Baumeister & Samuels, P.C._  
New York, NY  

**Marygrace J. Schaeffer**  
_Vice President_  
_DecisionQuest_  
Eden Prairie, MN  

**John H. Martin**  
_Thompson & Knight_  
Dallas, TX  

10:50 a.m. – 11:05 a.m.  
**BREAK**  

11:05 a.m. – 12:00 p.m.  
**GETTING BUSINESS AND KEEPING CLIENTS HAPPY**  
Learn from industry representatives how best to seek their business and serve their needs.  

Moderator:  
**Desmond T. Barry**  
_Condon Forsyth LLP_  
New York, NY  

Speakers:  
**Douglas L. Hensley**  
_Senior Counsel_  
_Personal Safety and Regulatory_  
_GE Aviation_  
Cincinnati, OH  

**Sharon Holahan**  
_Co-Director of Claims_  
_Global Aerospace_  
_Parsippany, NJ_  

**Timothy McSwain**  
_Chamber Claims Officer_  
_Allianz Aviation/Americas_  
New York, NY  

**Russ Mirabile**  
_Aviation Claims Manager_  
_XL Aerospace_  
New York, NY  

12:00 p.m. – 1:15 p.m.  
**LUNCH – ON YOUR OWN**  

1:15 p.m. – 2:00 p.m.  
**TRIAL TACTICS**  
Tips from the movies that every practitioner should know.  

**Steven O. Rosen**  
_The Rosen Law Firm_  
Portland, OR  

2:00 p.m. – 3:00 p.m.  
**ETHICS**  
Movie magic helps bring about a lively analysis of important rules of ethics. Not to be missed.  

**Steven O. Rosen**  
_The Rosen Law Firm_  
Portland, OR  

**ADJOURN**
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 7, 2011. 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 7, 2011. In order to receive a refund (less a $100 administrative fee), the ABA must receive written cancellation by October 7, 2011. Registrants who are unable to attend may send a substitute or receive course materials in lieu of a refund.

HOTEL INFORMATION
The Fairmont Washington, DC hotel reservations can be made by calling (202) 429-2400 or (866) 540-4505. 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 Fairmont Washington, DC, 2401 M Street, NW, Washington, DC, 20037. The ABA negotiated hotel room rate is $309 S/D plus 14.5% tax. For reservations, please call the hotel directly at (202) 429-2400. The room block will be held until exhausted or until Tuesday, September 27, 2011 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 Litigation Meeting when calling the hotel to make reservations. Hotel check-in is no later than 4:00 p.m. and with a checkout of 1:00 p.m. 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. 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.
**REGISTRATION FORM**

**ABA TORT TRIAL & INSURANCE PRACTICE SECTION (TIPS)**

**AVIATION AND SPACE LAW LITIGATION**

**THE FAIRMONT • WASHINGTON, DC • OCTOBER 20-21, 2011**

**REGISTRATION DEADLINE: OCTOBER 7, 2011**

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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.

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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.

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4. **TOTAL PAYMENT**

   TOTAL ______

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5. **PAYMENT INFORMATION**

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

   **CREDIT CARD NUMBER**

   **EXPIRATION DATE**

   **SIGNATURE**

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**THREE WAYS TO REGISTER**

1. **ONLINE:**  www.americanbar.org/groups/tort_trial_insurance_practice.html

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

OCTOBER 20-21, 2011
THE FAIRMONT
WASHINGTON, DC

REGISTRATION DEADLINE:
October 7, 2011

HOTEL DEADLINE:
September 27, 2011

REGISTER ONLINE AT
WWW.AMERICANBAR.ORG/GROUPS/TORT_TRIAL_INSURANCE_PRACTICE.HTML

AMERICAN BAR ASSOCIATION
Tort Trial & Insurance Practice Section
321 North Clark Street
Chicago, Illinois 60654