



National Complex Litigation Conference: A Symposium on Current & Emerging Issues

Tuesday, June 18, 2013

Chicago, IL

Omni Chicago Hotel

CO-CHAIRS

Christopher A. Seeger, Esq.
Seeger Weiss LLP
New York, NY

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Vice President and Associate General Counsel
Bayer Corporation
Pittsburgh, PA



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Event Agenda *National Complex Litigation Conference*

Tuesday, June 18, 2013

8:00 AM – Registration

8:30 AM – Welcome & Opening Remarks

Christopher A. Seeger, Esq., Seeger Weiss LLP, New York, NY

Kaspar J. Stoffelmayer, Vice President and Associate General Counsel, Bayer Corporation, Pittsburgh, PA

8:45 AM – National Update on the Current Status of Class Actions

- Overview of pending pharmaceutical, mass tort and other class action proceedings
- Impact of precedent-setting rulings – U.S. Supreme Court and other decisions
- Issues with class certification
- What will be the next potential high-stakes area of litigation?
- Tools to be prepared to bring and defend new areas of law

Elizabeth J. Cabraser, Esq., Lieff Cabraser Heimann & Bernstein, LLP, San Francisco, CA (invited)

Carolyn Frantz, Esq., Bartlit Beck Herman Palenchar & Scott LLP, Denver, CO

Eugene A. Schoon, Esq., Sidley Austin LLP, Chicago, IL

9:45 AM- A New Age of Discovery? An Examination of the Proposed Amendments to the Federal Rules of Civil Procedure

- Understanding the proposed amendments to Rule 26(b)(1) and Rule 37(e)
- Non-privileged information
- Potential impact of new rules on complex litigation
- Upcoming process, standing committee and public comment

Alexander R. Dahl, Esq., Brownstein Hyatt Farber Schreck, LLP, Washington, DC

Frederick S. Longer, Esq., Levin, Fishbein, Sedran & Berman, Philadelphia, PA

10:30 AM – Break

10:45 AM – Using Non-Standard Experts in Complex Cases

- Using experts on, e.g., business ethics, medical ethics, corporate intent or state of mind, history, whether conduct violated a regulatory scheme, whether agencies or others would have acted different with different information, etc.
- Lead Paint Cases- using historians as experts

Eric Anielakm Esq., Shook, Hardy & Bacon L.L.P., Kansas City, MO
Jennifer G. Levy, Esq., Kirkland & Ellis LLP, Washington, D.C.

11:15 AM – The Intersection of Science and the Law: Life in the Post-Daubert World

- The impact of the Daubert trilogy of cases on state and federal courts
- Current evidentiary standards for scientific experts
- National update on recent Daubert challenges and defenses
- The use of scientific evidence and testimony in complex cases
- Best practices to rebut expert testimony
- Using non-standard experts in complex cases

John K. Sherk, Esq., Shook, Hardy & Bacon, LLP., Kansas City, MO
Libretta Stennes, Esq., Steptoe & Johnson, LLP., Washington DC
Bernard Taylor, Sr, Esq., Alston & Bird LLP, Atlanta, GA

12:15 PM – Lunch

1:15 PM – The Art of Negotiation: Effective Mass Tort Resolution Strategies

- Strategies for negotiating mass resolutions
 - Who do you negotiate with?
- Strategies for settlement structures to accomplish mass peace
- Trio of Epidemiologists

Moderator: Christopher A. Seeger, Esq., Seeger Weiss LLP, New York, NY

Adam L. Hoefflich, Esq., Bartlit Beck Herman Palenchar & Scott LLP, Chicago, IL
Donald C. Le Gower, Esq., Dechert LLP, Philadelphia, PA
Arnold Levin, Esq., Levin, Fishbein, Sedran & Berman, Philadelphia, PA
Douglas R. Marvin, Esq., Williams & Connolly LLP, Washington, DC
Perry Weitz, Esq., Weitz & Luxenberg P.C., New York, NY

2:30 PM – E-Discovery Programs

- The issue of costs involved in e-discovery and emerging trends that have developed to reduce these costs
- The role of cooperation and proportionality to address discovery disputes
- Court sponsored pilot programs started in response to the problems in e-discovery.
- New strategies that have developed to cut costs associated with privilege review
- Predictive Coding

David R. Buchanan, Esq., Seeger Weiss LLP, New York, NY
Hon. Nan R. Nolan (Ret.), JAMS Chicago Resolution Center, Chicago, IL
Tracey Vinson, Senior Counsel, Director of E-discovery, Bayer Corporation, Pittsburgh, PA

Additional Speakers to be Added

3:00 PM – Break

3:15 PM – Multi-District Litigation: Coordinating Complex Litigation between State and Federal Courts

- Does an MDL make sense and, if so, where should it be?

Arnold Levin, Esq., Levin, Fishbein, Sedran & Berman, Philadelphia, PA

Troy Rafferty Esq., Levin Papantonio Thomas Mitchell Rafferty & Proctor, P.A., Pensacola, FL (invite)

Christopher A. Seeger, Esq., Seeger Weiss LLP, New York, NY

4:00 PM – In-House Perspective on Complex Litigation Claims

Moderator: Silvio J. DeCarli, Associate General Counsel & Chief Litigation Counsel, E.I. du Pont de Nemours & Company, Wilmington, DE

Cynthia P. Abbott, Senior Litigation Counsel, Motorola Mobility, Libertyville, IL

L. Michelle Gessner, Vice President, Division General Counsel- Employment & Litigation, Darden, Inc., Orlando, FL

Michael L. Martinez, Senior Vice President and Associate General Counsel- Dispute Resolution, Marriott International, Inc.

Dennis P. Lynch, Vice President and Chief Litigation Counsel, Law Department, Tyco International, Princeton, NJ

5:15 PM – 6:15 PM – Networking Cocktail Reception

*Speakers & Agenda are subject to change.**

Register for the Event

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Omni Chicago Hotel, Chicago, IL

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