

Save when you register
before May 8, 2014



Reserve Your Space at the
**Aviation Litigation
Seminar**

June 5, 2014
Convene - Times Square
New York, NY



Aviation Litigation Seminar

To register, visit
www.ambar.org/2014aviation

Program Description

Stay up to date on the current developments, ethical issues, and new trends in aviation litigation. During this one-day program, our distinguished faculty of seasoned litigators will address topics such as:

- Significant recent legal developments and case law
- The ethics of prepping and presenting witnesses for deposition or trial
- Impact of unmanned aerial vehicles in aviation litigation
- Effectively handling non-catastrophic aviation cases
- Pilot training issues and litigation
- Recent applications of the General Aviation Revitalization Act
- Legal, regulatory, and insurance implications of space tourism
- New treatment of NTSB factual reports

ABA CLE National Institutes bring you face-to-face with nationally recognized experts on substantive topics — often while fulfilling most of your annual CLE requirements.

June 5, 2014
Convene – Times Square
New York, NY



Register Now and Save!

Advance Rates – Effective April 10, 2014	Tuition
General Public	\$700
ABA Members	\$595
Section of Litigation Members	\$520
Government Employees	\$390

Fees do not include travel or lodging.

Standard Rates – Effective May 8, 2014	Tuition
General Public	\$775
ABA Members	\$660
Section of Litigation Members	\$580
Government Employees	\$435

Fees do not include travel or lodging.

Presented by
Section of Litigation

Keynote Address Sponsored by



Earn up to 8.0 CLE Credits
Including 1.0 hours of Ethics Credit

Not an ABA Member?
Join Now!
www.ambar.org/join

Faculty

Brian Alexander

Partner
Kreindler & Kreindler LLP
New York, NY

Frederick P. Alimonti

Founder and Senior Partner
Alimonti Law Offices, P.C.
White Plains, NY

Scott Brooksby

Partner
Olson Brooksby P.C.
Portland, OR

Nelson Camacho

Associate
*Fitzpatrick & Hunt, Tucker,
Collier, Pagano, Aubert, LLP*
New York, NY

Steve Coxhead

Partner
Wilson Elser
Miami, FL

Deborah Elsasser*

Senior Counsel
Clyde & Co. US LLP
New York, NY

Stuart R. Fraenkel*

Partner
Kreindler & Kreindler LLP
Los Angeles, CA

Brian Friedman

Manager, Litigation
*JetBlue Airways
Corporation*
Long Island, NY

Amy E. Furness*

Shareholder
Carlton Fields Jordan Burt P.A.
Miami, FL

Doug Griffith

Attorney
Law Office of Doug Griffith
Los Angeles, CA

Jeremy I. Hager*

Senior Vice President
Sr. Claims Manager
Marsh USA, Inc.
New York, NY

Michael Hession

Associate General
Counsel
Textron Systems
Baltimore, MD

John A. Horner

Managing Director
Aviation and Aerospace
Practice
Marsh USA, Inc.
New York, NY

Brian M. Jenkins, Ph.D.

Senior Advisor to the President
Rand Corporation
Director of the National
Transportation Security Center
Mineta Transportation Institute
Santa Monica, CA

George Jehn

Former Pilot Major
Flag Carrier
Aviation Consultant
Bayville, NY

Patton Kline

Senior Vice President
Aviation Broker
Marsh USA, Inc.
New York, NY

Jeannete C. Lewis*

Partner
Lewis Legal Group, P.A.
Weston, FL

Andrew J. Maloney III*

Partner
Kreindler & Kreindler LLP
New York, NY

Douglas McQueen

Associate Attorney
LeClairRyan
Newark, NJ

Russ Mirabile

Senior Vice President
Head of Specialty Claims
North America
*XL Specialty Insurance
Company*
New York, NY

Roberta Miranda*

Partner
*Fitzpatrick & Hunt, Tucker,
Collier, Pagano, Aubert, LLP*
New York, NY

John M. Murray

Partner
Murray, Morin & Herman, P.A.
Tampa, FL

John Oh

Associate Counsel
McKenna Long & Aldridge
New York, NY

Sherry Ortiz

Senior Vice President
Claims Division Manager
*United States Aircraft
Insurance Group*
New York, NY

Mark D. Pierce

Partner
Slack & Davis LLP
Austin, TX

Lili Beneda Rubenstein

Senior Claims Specialist
Aviation Claims
*Allianz Global Corporate &
Specialty*
New York, NY

Professor Stephen A. Saltzburg

Wallace and Beverly
Woodbury University
Professor of Law
Co-director of the Litigation
and Dispute Resolution
Program
*The George Washington
University School of Law*
Washington, DC

Frederick C. Schafrick

Partner
Goodwin Procter, LLP
Washington, DC

Brendan M. Schulman

Special Counsel
*Kramer Levin Naftalis &
Frankel LLP*
New York, NY

Therese Stevens-Loucks

Associate
Kreindler & Kreindler LLP
New York, NY

Timothy S. Tomasik*

Partner
Tomasik Kotin Kasserman, LLC
Chicago, IL

Stephen Tucker

Equity Partner
*Fitzpatrick & Hunt, Tucker,
Collier, Pagano, Aubert, LLP*
New York, NY

James Van Meter

Aviation Practice Leader
*Allianz Global
Corporate & Specialty*
Atlanta, GA

Maura Walsh

Claims Attorney
*United States Aircraft
Insurance Group*
New York, NY

Keith Williams

Partner
Lannom & Williams
Lebanon, TN

Todd Worthe

Partner
Worthe and Hanson
Santa Ana, CA

Agenda

Thursday, June 5, 2014

8:00 a.m. Registration and Continental Breakfast

8:25 a.m. Welcome
Jeremy I. Hager

8:30 a.m. Aviation Update
Speakers: Nelson Camacho,
Andrew J. Maloney, III, Therese Stevens-Loucks
This team of aviation litigators will report on the latest developments in aviation and insurance law, presenting case law from the plaintiff's and defendant's perspectives.

9:30 a.m. The Ethics of Prepping and Presenting Witnesses for Deposition or Trial

Speaker: Prof. Stephen A. Saltzburg



Please join our featured speaker, ethics professor Stephen A. Saltzburg, as he addresses a number of fascinating vignettes dealing with clients, parties, experts and lay witnesses, all with a great visual program.

10:30 a.m. Break

10:40 a.m. General Aviation Revitalization Act - Was Congress Right to Pass This Act?

Speakers: Brian Alexander, Steve Coxhead,
Amy Furness, Russ Mirabile, Frederick C. Schafrick

This federal 18-year statute of repose for civil actions against manufacturers of general aviation aircraft and component parts has had a profound impact on product liability litigation. Representatives from the defense bar, plaintiffs' bar and XL Insurance will closely examine the increased litigation expense manufacturers now face, the effect GARA has had on aviation litigation, the potential impact on pricing of aviation products, as well as insurance coverage available (and unavailable) in the market today. This session will investigate whether GARA really led to an industry resurgence, lower prices, and an end to costly aviation litigation.

11:40 a.m. Lunch Served

12:00 p.m. Keynote Address, Sponsored by Tomasik Kotin Kasserman, Trial Lawyers

Brian M. Jenkins, Ph.D., the world's leading authority on terrorism and sophisticated crime.

Mr. Jenkins serves as the Senior Advisor to the President of the Rand Corporation. He also is the Director of the National Transportation Security Center at the Mineta Transportation Institute. President Clinton appointed Mr. Jenkins to be a member of the White House Commission on Aviation Safety and Security. He will be speaking on the Current Terrorist Threat to Commercial Aviation and a Fundamental Review of Four Decades of Aviation Security.

Agenda (Cont'd.)

1:00 p.m.

Break

1:05 p.m.

Space/Sub-Orbital Tourism: Legal, Regulatory, and Insurance Implications of Your Ticket to Ride

Speakers: Doug Griffith, John A. Horner, Roberta Miranda, Stephen Tucker

This panel discussion will explore the many issues raised by the imminent launch of this new commercial industry. Subjects such as waivers and the effectiveness of informed consent, government regulation for sub-orbital and orbital flight, and how insurers are likely to respond to the hybrid aviation/space risks presented in a non-commoditized market/industry will all be explored. The presentation will conclude with our panelists' predictions regarding what to expect in the days to come based on analogies to past industry start-ups.

2:05 p.m.

Automation Addiction and Pilot Training

Speakers: George Jehn, Jeannete C. Lewis, John M. Murray, Mark D. Pierce

Human error has been documented as the primary contributor to more than 70% of commercial airplane hull-loss accidents. From Asiana Airlines #214, Air France #447, and Colgan Air #3407 to the introduction of glass cockpit avionics into general aviation aircraft, emphasized training on systems analysis, as well as human factors issues including pilots' reluctance and/or inability to "hand fly" the aircraft, have played a role in several recent preventable losses and given rise to the term "automation addiction." How do we best approach the issue in the interest of flight safety as well as the emerging receptiveness by some courts to acknowledge causes of action for aviation educational malpractice?

3:05 p.m.

Break

3:15 p.m.

Federal Rules of Evidence: Treatment of NTSB Reports and Underlying Findings

Speakers: Scott Brooksby, Michael Hession, Timothy S. Tomasik, Maura Walsh, Keith Williams

This panel of experienced litigators and industry experts will discuss admissibility of government agency investigation reports under the Federal Rules of Evidence.

4:15 p.m.

Keeping the Butter on the Bread: Effective Handling of Non-Catastrophic Aviation Cases

Speakers: Frederick Alimonti, Brian Friedman, John Oh, Sherry Ortiz, Lili Beneda Rubenstein, Todd Worthe

The vast majority of aviation cases are not air disasters or even cases involving death or serious injury. Rather, many aviation cases, particularly in the airline sector, involve relatively minor injuries both on and off the aircraft. Airlines defend hundreds of cases like this a year and many aviation firms rely on these more modest cases to help "keep the lights on." Yet, these smaller cases present unique

Agenda (Cont'd.)

challenges and exposures. If mishandled, they can prove expensive and essentially unwinnable. Among the points this panel will address are:

- What is effective handling of such a case? Is it the same as efficient or inexpensive?
- What can each side do to help the other resolve these claims?
- What are some possible shortcuts in the right case, e.g., can you skip a deposition or an independent medical exam?
- How can you work your way around a big lien in a small case?
- When is the right time to mediate?
- How is responsibility shared among lawyer, insurer, and insured? Who makes the decisions and who is “in the loop?”
- When do you take a no pay position, and what are the risks?

5:15 p.m.

Unmanned Aircraft Systems: Emerging Issues in a Fast-Growing Field

Speakers: Stuart R. Fraenkel, Patton Kline, Douglas McQueen, Brendan M. Schulman, James Van Meter

Join our panel of experts as they engage in a roundtable discussion focused on the evolving regulatory, liability, privacy, and insurance landscape arising from the manufacture and end-user operation of unmanned aircraft systems (i.e. drones). The discussion will include first-hand impressions from the lead attorney who successfully defended against the first-ever FAA enforcement action against a commercial drone operator.

6:15 p.m.

Closing Remarks

6:30 p.m.

Reception



Agenda subject to change without notice.

Upcoming CLE

Sponsored by the ABA Section of Litigation

E-Discovery National Institute

May 14-16, 2014

New York, NY

For more information and to register, call (800) 285-2221 or log on to www.ambar.org/edv2014

Civil False Claims Act and *Qui Tam* Enforcement National Institute

June 4-6, 2014

Washington, D.C.

For more information and to register, call (800) 285-2221 or log on to www.ambar.org/cfc2014

ABA Annual Meeting

August 7-11, 2014

Boston, MA

www.americanbar.org/groups/litigation/events_cle/2014_aba_annual.html

Woman Litigators Conference

November 5-7, 2014


The Palmer House


Chicago, IL

www.americanbar.org/groups/litigation/events_cle/2014_woman_litigators.html

 Visit www.ambar.org/2014aviation

 Call **(800) 285-2221**

 Complete and mail this form:
The American Bar Association
 Financial Services Dept. CEN4AVI
 P.O. Box 109078
 Chicago, IL 60654-7598

 Fax this form to **(312) 988-5850**

Step 1: Registration Rates

Advance Rates – Effective April 10, 2014	Tuition
General Public	\$700
ABA Members	\$595
Section of Litigation Members	\$520
Government Employees	\$390

Standard Rates - Effective May 8, 2014	Tuition
General Public	\$775
ABA Members	\$660
Section of Litigation Members	\$580
Government Employees	\$435

- I qualify for a \$50/person group discount. Enter your \$50 discount on line 4B.
 To qualify for a group discount, **three or more people** must register together. Please call us to register your group or send all registrations in the same envelope. Not applicable to government rates.

Step 2: Section Membership

- Enroll me in the Section of Litigation - \$60. Enter your \$60 fee on line 4C.

Step 3: Course Materials *

Electronic course materials are provided on-site as part of your registration. Printed course materials are available on-site for an additional fee.

- Please provide printed course materials on-site for \$50. Enter your \$50 fee on line 4D.

* If you cannot attend, but would like to order the **Course Materials**, please visit us at www.ambar.org/2014aviation or call **(800) 285-2221** for pricing and availability. Course materials will be shipped after the event.

Step 4: Your Total Due Amount

Registration Rate (from Step 1)	4A	\$ _____
Three or More People Registering (from Step 1) (\$50/person discount. Applicants must register together to receive discount. Not applicable to government rates.)	4B	- \$ _____
ABA Section of Litigation Enrollment - \$60 (from Step 2)	4C	+ \$ _____
Printed Course Materials - \$50 (from Step 3)	4D	+ \$ _____
	Total	\$ _____

Step 5: Your Information

Name			
Law Firm/Organization			
Address		Suite/Apt.	
City	State	Zip Code	
Telephone			
Email		ABA Member ID	

The ABA and many of its entities provide content through email. We do not share email addresses with anyone outside the ABA.


Step 6: Payment Information

<input type="checkbox"/> ABA Credit Card from Bank of America	<input type="checkbox"/> Visa	<input type="checkbox"/> American Express
<input type="checkbox"/> Check Payable to American Bar Association	<input type="checkbox"/> Mastercard	
Name as it appears on Card		
Account Number	Expiration Date	
Signature		
Billing Zip Code		

Step 7: 4 Easy Ways to Register

 Visit <http://www.ambar.org/2014aviation>

 Call **(800) 285-2221**

 Fax this form to **(312) 988-5850**

 Complete and mail this form:

The American Bar Association
Financial Services Dept. CEN4AVI
P.O. Box 109078
Chicago, IL 60654-7598



MCLE

The ABA directly applies for and ordinarily receives CLE credit for ABA programs in AK, AL, AR, AZ, CA, CO, DE, GA, GU, HI, IA, IL, IN, KS, KY, LA, MN, MS, MO, MT, NM, NV, NY, NC, ND, OH, OK, OR, PA, SC, TN, TX, UT, VT, VA, VI, WA, WI, and WV. These states sometimes do not approve a program for credit before the program occurs. This course is expected to qualify for 8.00 CLE credit hours including 1.00 ethics hours in 60-minute-hour states, and 9.6 credit hours including 1.20 ethics hours in 50-minute-hour states. This transitional program is approved for both newly admitted and experienced attorneys in NY. Attorneys may be eligible to receive CLE credit through reciprocity or attorney self-submission in other states. For more information about CLE accreditation in your state, visit www.ambar.org/2014aviation.

Scholarships

For more information on scholarships, visit www.americanbar.org/groups/cle/scholarship.

Attire

Business casual is appropriate for all activities.

Hotel Information

ABA members should visit www.americanbar.org/travel and click under the Preferred Rate Hotel Program link to check for ABA rates at New York City hotels.

Program Location

Convene - Times Square
810 Seventh Avenue (52nd and 53rd)
New York, NY 10019-5818

In-Person Registration

If you plan to register in person, please call the ABA at least 24 hours in advance to confirm that the program is being held as scheduled and that space is available. Cash payments will not be accepted.

Program Confirmation

Written confirmation of your registration will be sent to you upon receipt. If you do not receive the confirmation notice prior to the program, please call the ABA at **(800) 285-2221** at least 24 hours in advance to confirm that your registration was received and that the program is being held as scheduled.

Airline Information

Airline discount codes are available for ABA meetings as follows:

- **American Airlines:** Call **(800) 433-1790**; Discount Code: A8913TT. Discount NOT available at www.aa.com
- **United Airlines:** Call **(800) 426-1122**; Agreement Code: 937323, Z Code: ZP65
- **Virgin America Airlines:** Go to www.virginamerica.com; Discount Code: VXABA312

More details at www.americanbar.org/travel.

Standing Committee on Continuing Legal Education

Under the guidance of the Standing Committee on Continuing Legal Education, the Center for Professional Development administers and produces National Institutes, webinars, teleconferences, other technology-based products and written course materials to assist lawyers' continuing legal education efforts.



Aviation Litigation Seminar

AMERICAN BAR ASSOCIATION
321 N CLARK STREET
CHICAGO, ILLINOIS 60654

Presort
Non-Profit
U.S. Postage
PAID
American Bar
Association

Look inside for
Course Curriculum,
Faculty Roster,
and more!



Like Us
www.facebook.com/americanbarassociation



Follow Us
www.twitter.com/abaesq