Main conference limited to defense lawyers and clients

Presentations by leading experts on medicine, industrial hygiene, toxicology, and other disciplines

Hear behind closed doors, candid discussions about effective litigation techniques from seasoned defense litigators

Insights on litigation trends, government regulation, and bankruptcy trust transparency, as well as what the Trump administration will do regarding tort reform

Hone skills on the best techniques for deposing the plaintiff, witnesses, and experts, as well as defending corporate representatives, including mock presentations applying the same

Learn how to develop shares in the face of ever-increasing hostility from the judiciary and plaintiffs’ bar

Hear from in-house, insurance, and national coordinating counsel about their expectations and where they see the litigation headed
The Defense Asbestos Lawyers Seminar (DALS) is an opportunity for defense lawyers, clients, and affiliates to share ideas behind closed doors in an audience limited to the defense side of the litigation. Because of the participation of medical and scientific experts, only Wednesday’s session is open to the public so that they can talk without fear of unfair attacks of litigation bias. All day Thursday, through 11:00 a.m Friday, only those affiliated with the defense bar will be allowed to attend the conference. You will learn first-hand from seasoned litigators and clients about litigation trends and potential solutions to today’s most troubling issues. There will be opportunities for candid questions and discussions among defense counsel without fear of unwelcome ears of the plaintiffs’ bar. There will be multiple opportunities to network with in-house corporate and insurance representatives with the hope of bolstering current relationships and developing new ones.

What You Will Learn

➤ Latest litigation trends impacting defense
➤ Demonstration of effective deposition techniques
➤ Client expectations from counsel
➤ How to develop shares in hostile jurisdictions
➤ Tort reform in a Trump administration
➤ Approaches that have worked, shared by defense lawyers
➤ Candid discussions by in-house corporate, insurance, and national coordinating counsel about the litigation

Seminar Organizers

Albert H. Parnell
Hawkins Parnell Thackston & Young LLP, Atlanta, GA

Tom Radcliffe
DeHay & Elliston LLP, Baltimore, MD

David A. Speziali
Speziali, Greenwald & Hawkins, Williamstown, NJ
PROGRAM SCHEDULE

WEDNESDAY, JUNE 7, 2017
Cardno ChemRisk

Complementary Asbestos Science Seminar
9:00 a.m.–12:30 p.m.

9:00 a.m. Welcome
9:05 a.m. Using Air Dispersion Modeling to Estimate Historical Asbestos Air Concentrations in the Surrounding Community: Significant Considerations and Assumption
Paul Scott, QEP, Cardno ChemRisk
9:25 a.m. Reconstructing Dose: Advanced Methods for Estimating Community Exposure
Christy Barlow, PhD, Cardno ChemRisk
9:45 a.m. Asbestos Fiber Transport from Facilities into the Community: Results of Field Studies
Anders Abelmann, PhD, Cardno ChemRisk
10:05 a.m. Evaluation of Potential Exposures to Asbestos from Use of Vermiculite-Containing Products
Neva Jacobs, MSPH, Cardno ChemRisk
10:25 a.m. A Meta-Analysis of Airborne Asbestos Fiber Concentrations from Work with or Around Asbestos-Containing Floor Tile
Angela Perez, PhD, Cardno ChemRisk
10:45 a.m. Break
11:00 a.m. Evaluation of Asbestos Exposure During Cosmetic Talc Use
Eric Miller, MPH, Cardno ChemRisk
11:20 a.m. Cosmetic Talc as a Risk Factor for Mesothelioma: A Weight of Evidence Evaluation
Stacey Benson, PhD, Cardno ChemRisk
11:40 a.m. Advances in Electron Microscopy for Particle Characterization
Matthew Sanchez, PhD, RJ Lee Group
11:55 a.m. An Updated Analysis of Historical Asbestos Exposures From Drywall Accessory Products
James Keenan, PhD, MS, DABT, Cardno ChemRisk
12:10 p.m. Practical Considerations for Communicating State of the Art to Young Juries
Christopher Collier, Hawkins Parnell Thackston & Young LLP
12:25 p.m. Q&A
Lunch On Your Own

Afternoon Sessions
Defense Asbestos Lawyers Seminar
Open to plaintiff and defense lawyers and clients

1:30 p.m. Introduction
Albert H. Parnell, Hawkins Parnell Thackston & Young LLP, Atlanta, GA
Tom Radcliffe, DeHay & Elliston LLP, Baltimore, MD
David A. Speziali, Speziali, Greenwald & Hawkins, Williamstown, NJ
1:35 p.m. Peritoneal Mesothelioma: What Can Be Said, What Should Not Be Said
David Weill, MD, Weill Consulting Group, Stanford, CA
2:05 p.m. History of Industrial Hygiene and How State of the Art Fits In
Christy Barlow, PhD, Cardno ChemRisk, San Francisco, CA
2:40 p.m. Current Thoughts on Industrial Hygiene and Asbestos Litigation
Jim Rasmussen, CIH, Chemistry and Industrial Hygiene, Inc., Wheat Ridge, CO
3:15 p.m. Community Exposure to Trace Concentration of Amphibole Fibers: Next Generation of Asbestos Claims
Dennis Paustenbach, PhD, CIH, DABT, Cardno ChemRisk, San Francisco, CA
3:50 p.m. Break
4:10 p.m. State of the Art, the Millennium Juror, and Case Presentation
Albert H. Parnell, Hawkins Parnell Thackston & Young LLP, Atlanta, GA
4:50 p.m. Radiation-Induced Tumors: Malignant Mesothelioma and Lung Cancer
Michael Graham, MD, St. Louis University School of Medicine, St. Louis, MO
5:25 p.m. Talc Analysis: Is It Asbestos?
Drew Van Orden, PE, RJ Lee Group, Monroeville, PA
6:15–7:30 p.m. Networking Reception

SPONSORED BY
Paine Bickers LLP
THURSDAY, JUNE 8, 2017

Open to Defense Lawyers and Affiliates only

7:30 a.m. Continental Breakfast
SPONSORED BY DeHay & Elliston LLP
O’Toole Fernandez Weiner Van Lieu LLC

8:10 a.m. Introduction, Welcome, and DALS Website Documents Updates
Albert H. Parnell, Hawkins Parnell Thackston & Young LLP, Atlanta, GA
Tom Radcliffe, DeHay & Elliston LLP, Baltimore, MD
David A. Speziali, Speziali, Greenwald & Hawkins, Williamstown, NJ

8:15 a.m. Latest Mesothelioma, Asbestosis, and Lung Cancer Filings by State and Plaintiffs’ Counsel, and the Impact on Bankruptcy Trusts
Bradley Drew, NAVIGANT, Hamilton, NJ

8:35 a.m. Ethics: Outrageous Misconduct
Our ethics presentation is not just about getting CLE credit. Get ready for an entertaining presentation discussing ethics rules impacting your approach to defense of claims.
Laura Hong, Tucker Ellis, LLP, Cleveland, OH
Cathy Mohan, McCarter & English, Hartford, CT

9:35 a.m. Deposing the Navy and Shipyard Plaintiff
After an overview of how to defend navy and shipyard claims effectively, a plaintiff deposition will be demonstrated to show how best to approach failure to warn claims.
David A. Speziali, Speziali, Greenwald & Hawkins, Williamstown, NJ

10:15 a.m. Break

10:35 a.m. In-House Client Roundtable: 2018 Expectations
The in-house panel will provide perspectives from long-term and relatively new participants in the litigation. You will hear how they both handle the ever increasing filing of frivolous claims and what they expect from their counsel.
MODERATOR
Tom Radcliffe, DeHay & Elliston LLP, Baltimore, MD

11:15 a.m. Electrical Production: Defending Exposure and Developing Alternative Exposures
With plaintiff counsel attempting to establish exposure where none exists, electrical product manufacturers have become the go-to defendants. Hear a discussion of phenolic, wire/cable, motors and equipment, switchgear, and other aspects of these low dose claims. This session will demonstrate how to challenge exposure at a plaintiff’s deposition and develop alternative causes.
John W. Elder, Paine, Bickers LLP, Knoxville, TN

11:50 a.m. Tort Reform: What Will Donald Trump Do?
Every lawyer practicing in the asbestos arena constantly asks the question, “What will it end?” This session will examine all aspects of the questions and report a best judgment on the “future” of asbestos.
Mark Behrens, Shock, Hardy, and Bacon, Washington, DC

1:25 p.m. National Coordinating Counsel Roundtable
NCC has the difficult job of managing outside counsel in accordance with the expectations of their clients. What are the issues most impacting the litigation today and decisions over hiring and replacing outside counsel?
MODERATOR
Virginia Johnson, Foley Mansfield, Miami, FL

PANEL
Catherine Goldhaber, Hawkins Parnell Thackston & Young, Chicago, IL
Tracy Cowan, Hawkins Parnell Thackston & Young, St. Louis, MO
Anissa M. Mediger, Briggs and Morgan, Minneapolis, MN
Jim Maron, Maron Marvel Bradley Anderson & Tardy LLC, Wilmington, DE
David Marshall, Hawkins Parnell Thackston & Young, Atlanta, GA
Martin Ditkof, Brookfield, WI
Scott Goldberg, Selman Breitman, LLC, Los Angeles, CA
Valerie Ross, Schiff Hardin, Washington, DC

1:45 p.m. Bankruptcy Information and Proving Shares
“Transparency” does not exist in the asbestos litigation world. Learn how to gain access to bankruptcy trust information and techniques for proving shares attributable to the same.
Tom Tardy, Maron Marvel Bradley Anderson & Tardy LLC, Jackson, MS
Mary Margaret Gay, Maron Marvel Bradley Anderson & Tardy, Jackson, MS

2:05 p.m. Insurance Company Roundtable
Our insurance panel will focus on both current issues impacting case management decisions to their expectations of outside counsel. Where is the litigation headed...
and who is the next generation of lawyers to handle the same?

MODERATOR
Albert H. Parnell, Hawkins Parnell Thackston & Young LLP, Atlanta, GA

PANEL
David Warren, Resolute Management, Chicago, IL
Shannon Hall, Allianz Resolution Management (ARM US) Charlotte, NC
Michael Kenison, RiverStone Claims Mgt., Manchester, NH
Frederick C. Schaefer, Nationwide Indemnity, Wausau, WI

3:25 p.m.  Break

3:45 p.m.  OSHA, the OSHA Requirements, and How to Prove the Responsibility of the Employer
As potential defendants decrease in number, there is an increasing focus on proving employer responsibility and getting the employer on the verdict form. This section will provide ideas and materials on proving the employer’s failure to protect their employees properly.
Albert H. Parnell, Hawkins Parnell Thackston & Young LLP, Atlanta, GA

4:25 p.m.  No Safe Level Update
This presentation will review historical articles that establish the belief that there was a safe level of exposure to asbestos, even for cancer. The environmental movement in the 1960s, as well as date from radiation experiments on mice, led to a general assumption that there was no safe level of exposure to any carcinogen. The no safe level assumption can be rebutted for certain asbestos products and exposures.
Tom Radcliffe, DeHay & Elliot LLP, Baltimore, MD

5:05 p.m.  NYCAL Update: What Is in Store for the Future
“I Love New York” certainly is a tough sell in the asbestos litigation world. You will hear about the impact of new evidence rules dealing with proving shares, the debate over punitive damages, and the impact of the most recent CMO.
Judy Yavitz, Darger, Errante, Yavitz and Blau, New York, NY

5:30 p.m.  Challenging Failure to Warn and Plaintiff Mock Deposition
Since the mid-1960s industry, unions, government regulations, and popular press have provided the typical plaintiff with warnings regarding the health hazards of asbestos exposure. How do you prove the existence of these warnings? See how to cross-examine a plaintiff in the face of denials that he or she was ever warned.
Erik D. Nadolink, Wheeler Trigg O’Donnell, Denver, CO

6:15–7:30 p.m.  Networking Reception
SPONSORED BY
Hawkins Parnell Thackston & Young LLP
Wheeler Trigg O’Donnell LLP

FRIDAY, JUNE 9, 2017

7:30 a.m.  Continental Breakfast
SPONSORED BY
Maron Marvel Bradley Anderson & Tardy LLC

8:20 a.m.  Introduction
Albert H. Parnell, Hawkins Parnell Thackston & Young LLP, Atlanta, GA
Tom Radcliffe, DeHay & Elliot LLP, Baltimore, MD
David A. Speziali, Speziali, Greenwald & Hawkins, Williamstown, NJ

8:30 a.m.  How to Prepare 30(b)(6) and Corporate Representatives for a Deposition
The testimony of the corporate witness lives forever. If the representative is not properly prepared disaster may follow. This section is designed to provide insight into the best ways to prepare and protect the corporate representative at deposition and trial.
Eric R.I. Cottle, K&L Gates, New York, NY

9:30 a.m.  Assumption of the Risk in Smoking Lung Cancer Cases
Cigarette smoking is often blamed on addiction. However, smokers make an independent decision to smoke. This section is designed to provide methods and materials for proving that the smoker assumed the risk of the lung cancer.
Randolph Burns, The Burns Law Firm, McLean, VA

10:00 a.m.  Debunking the “Reptile” Strategy
Plaintiff lawyers seek to use the “reptile” theory against each defendant. Mr. Hall will demonstrate how to reverse that strategy against the plaintiff.
Eric P. Hall, HeplerBroom LLC, Edwardsville, IL

10:30 a.m.  Break

Sessions starting at 11:00 a.m.
Open to Plaintiff and Defense Lawyers

11:00 a.m.  Asbestos Openings by a Plaintiff and Two Defense Lawyers
A plaintiff lawyer and two defense lawyers will make 30-minute openings based on the same set of facts. None of the lawyers will communicate with each other prior to making the openings. The second defense lawyer to appear will not have had the benefit of hearing the presentation by the first defense lawyer. Two incredibly gifted and knowledgeable jury consultants will add their comments at the conclusion.
MODERATOR
Albert H. Parnell, Hawkins Parnell Thackston & Young LLP, Atlanta, GA
PLAINTIFF ATTORNEY
Jordan Fox, Belluck & Fox, LLP, New York, NY
GENERAL INFORMATION

In-House and Insurance Professionals
In-house counsel and insurance claims professionals are eligible for free registration to DALS 2017. In-house counsel are defined as licensed attorneys, who are employed exclusively by a corporate or other private sector organization for the purpose of providing legal representation and counsel only to the corporation, its affiliates and subsidiaries. Insurance claims professionals are defined as being employed by a corporation or insurance company, who spends a substantial portion of his or her professional time hiring or supervising outside counsel in the representation of business, insurance companies or their insureds, associations or governmental entities in civil litigation.

CLE/Claims Adjuster Accreditation
This seminar has been approved for MCLE credit by the State Bar of California for up to 19.5 hours, including 1 hour of ethics credit. Accreditation has been requested from every state with mandatory continuing legal education (CLE) requirements. Certificates of attendance will be provided to each attendee. Attendees are responsible for obtaining CLE credits from their respective states. Application has been made for continuing education for claims adjusters.

Credit availability and requirements vary from state to state; please check the DRI website at dri.org for the latest information for your state.

Cancellation/Refund Policy
The registration fee is fully refundable for cancellations received on or before May 8, 2017. Cancellations received after May 8, 2017 and on or before May 15, 2017, will receive a refund, less a $200 processing fee. Cancellations made after May 15, 2017, will not receive a refund. All cancellations and requests for refunds must be made in writing. Fax (312.795.0747) or email (dalsseminar@dri.org) to DRI’s Accounting Department. Processing of refunds will occur within four weeks after the date of the seminar. All refunds will be processed in the same manner that the payment was received. Substitutions may be made at any time without charge and must be submitted in writing.

Questions
If you have any questions regarding the DALS 2017 Seminar please contact DRI, the provider of administrative services at 312.795.1101 or dalsseminar@dri.org.

Hotel Accommodations
A limited number of discounted hotel rooms have been made available at the Renaissance Orlando at SeaWorld®, 6677 Sea Harbor Drive, Orlando, FL 32821. To take advantage of the group rate of $169 single/double, call 800.380.7917 and identify that you are attending the Defense Asbestos Litigation Seminar (DALS) or visit dalsconferences.com to register online.

The hotel block is limited and rooms and rates are available on a first-come, first-served basis. You must make reservations by May 8, 2017, to be eligible for the group rate. Requests for reservations made after May 8 are subject to room and rate availability. A small portion of your room rate offsets the costs of the seminar.
Defense Asbestos Litigation Seminar  
June 7–9, 2017  
Renaissance Orlando at SeaWorld® | Orlando, Florida

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Please list any special needs _______________________________________________________

How many attorneys are in your firm? _________

What is your primary area of practice? ________________________________________________

**Registration Fee**
Registration fee includes seminar attendance and networking events. For inclusion on the preregistration list, you must register by May 22, 2017.

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In-house counsel and Insurance claims professionals must contact DRI for registration processing at 312.795.1101. Refer to general information section on page 6 for definition of in-house and insurance professionals’ qualifications.

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