



**JOIN US
in TAHOE**



AUGUST 25 & 26, 2023

EVERLINE RESORT & SPA



Association of Defense Counsel
of Northern California and Nevada
2520 Venture Oaks Way, Suite 150
Sacramento, CA 95833



**Summer
Seminar**

Soak up summertime fun with a getaway to the mountains. Earn CLE, including one hour each of ethics and competence issues credits. Learn how to better run your practice. Spend time with your family and friends, hiking through the wildflowers, swimming in the pools or at the lake, and enjoy camaraderie with your fellow ADC colleagues. This is a “Do Not Miss” opportunity.

MCLE Information

This activity has been approved for Minimum Continuing Legal Education credit by the State Bar of California in the amount of 4.5 hours, including 1 hour for Ethics and 1 hour for Competence Issues. The ADCNCN certifies that this activity conforms to the standards for approved education activities prescribed by the rules and regulations of the State Bar of California and the Nevada Board of Continuing Legal Education.

Special Thanks

Laura McHugh
Duggan McHugh

Nicholas Rasmussen
McCormick Barstow

Jeff Levine
Matheny Sears

Rachel Leonard
Tate & Associates

Michon Spinelli
Ropers Majeski

Brandon Wright
Lewis Brisbois

Lisa Costello
Carbone, Smith & Koyama

Everline Resort & Spa

400 Squaw Creek Road, Olympic Valley, CA 96146
800.404.5544 • www.destinationhotels.com/squawcreek

Please call the resort directly to secure your room and discounted room rate. Please note that guest rooms are only available to seminar attendees.



SUMMER SESSION 2023

August 25-26, 2023 • 400 Squaw Creek Road • Olympic Valley, CA 96146

FRIDAY, AUGUST 25, 2023

12:00 pm – 4:00 pm **Registration & Exhibits Open**

1:00 pm – **Money Grab \$\$: Greedy and Opportunistic Asks from Plaintiff's Attorneys are Trending - What to Do?**

2:15 pm **MCLE: 1.25 Hours, General Credit**

The plaintiff's bar has been on a steady track of asking for more money. While the defense bar has been traditionally hesitant about asking the jury for low numbers, the plaintiff's bar has blown past any fear of doing the same by asking for disproportionate and outrageous numbers, and sometimes getting juries to award them. There is not a defense attorney in the bar that does not worry about being the next recipient of a runaway verdict. What tactics can defense counsel use to fight back? Should defense counsel give the jury a specific and reasonable damages number? What do California jury verdicts look like post-COVID? What is the court seeing?

- Moderated by **Michon Spinelli**, *Ropers Majeski*
- **Hon. Ben Davidian (Ret.)**, *JAMS*
- **Mary Talmachoff**, *Bates Winter & Associates LLP*
- **Lindy Bradley**, *Bradley, Gmelich & Wellerstein LLP*

2:15 pm – 2:30 pm **Break**

2:30 pm – **Winning Discovery Strategies from Plaintiff and Defense Perspective**

3:45 pm **MCLE: 1.25 Hour, General Credit**

With fewer trials these days a lot of our cases are won or lost on discovery. We're seeing aggressive and burdensome discovery early on in cases from both sides. What is the method behind this madness? What are respondents doing? Are they challenging onerous discovery by motion? What both sides are doing together? What are the best ways to resolve disputes? Tips from the Bench: What troubling/challenging discovery issues is the court seeing? What discovery issues are worth taking to court? What does the court recommend to help streamline discovery? When does the court award sanctions? Are Informal Discovery Conferences effective?

- Moderated by **Rachel Leonard**, *Tate & Associates*
- **Hon. Steven K. Austin (Ret.)**, *ADR Services*
- **Mike Kronlund**, *Quinn & Kronlund*
- **Doris Cheng**, *Walkup Melodia*

3:45 pm – 4:00 pm **Break**

4:00 pm – **Legal Ethics: The "Snitch Rule"**

5:00 pm **MCLE: 1 Hour, Legal Ethics**

On August 1, 2023, California's new so-called "Snitch Rule" became effective after being adopted by the California Supreme Court. Under the new Rule of Professional Conduct 8.3, California lawyers will be required to report fraud, misappropriation of funds and other criminal acts or conduct that raise "a substantial question" about another lawyer's "honesty, trustworthiness, or fitness as a lawyer." Hear from members of the California State Bar ethics committee who recommended the rule under mounting pressure to bolster attorney oversight in the wake of the Tom Girardi scandal and a longstanding backlog in attorney discipline cases. Gain perspective from a committee member of Nevada's State Bar as to how Nevada's snitch rule has been playing out for Nevada attorneys. Join us for a robust discussion on issues such as: When will it be time to snitch? And to whom? How will snitching affecting litigation strategy? Will Rule 8.3 result in a flood of complaints to the State Bar by lawyers seeking to punish their opposing counsel or gain advantage in litigation? What are some examples of where it may be appropriate to snitch?

- **Bill Munoz**, *Freeman, Mathis & Gary*
- **Erika Doherty**, *State Bar of California*
- **Kait Flocchini**, *Nevada State Bar*

5:30 pm – **Welcome Cocktail Reception**

6:30 pm **Guests welcome.**

SATURDAY, AUGUST 26, 2023

7:30 am – 12:00 pm **Registration & Exhibits Open**

8:00 am – 9:00 am **Women In the Law Breakfast**

9:00 am – **Social Fitness: Why Human Connection is Crucial to Lawyer Health & Competence**

10:00 am **MCLE: 1 Hour, Competence Issues**

Social connection is as fundamental to our mental and physical health as food, water, and sleep. It affects our performance and productivity at work and in our communities. Despite living in a hyperconnected world of smartphones, remote work technologies, and social media, we've become more isolated over time. In the wake of the pandemic, our strained legal profession may be disproportionately affected by the mental health impacts of loneliness and isolation. Studies show that lonely lawyers are nearly three times more likely to have suicidal thoughts. Lacking social connection is as dangerous as smoking up to 15 cigarettes a day. Feeling alone drives addiction, depression, stress, burnout,

and relationship turmoil. By strengthening social fitness, attorneys can improve heart and brain health, boost their immune systems, and lower the risk of diabetes, high blood pressure and depression. This session will provide information on: Identifying sources of social disconnection; Understanding the positive effects of social connection on mental and physical health; Why the U.S. Surgeon General believes we have an obligation to make the same investments in addressing social connection as we have made for tobacco use, obesity, and the addiction crisis; How to reframe networking, collaboration, and business development as social fitness; Designing a self-care plan, supportive care skillset, and people-centered lifestyle.

- **Jennifer Forester**, *J Forester Consulting*

10:00 am – 10:15 am **Break**

10:15 am – **Law Firm Management Post-COVID**

11:45 am Navigating emerging trends in hiring and retaining people in 2023, a tough market – remote work, salaries, billable hours, etc. Management perspective on what is working and what is not working. Young attorney perspective on the same. What has changed? How do we engage, attract, retain and motivate lawyers to peak performance? How important is a remote option for working? Accountability and inclusion while working remotely. What is important to newer lawyers these days? Is part-time lawyering an option? The panel will also address results of the survey to new attorneys and Managing Partners in advance of the seminar.

- Moderated by **Jennifer Duggan**, *Duggan McHugh*
- **Dominique Pollara**, *Pollara Law Group*
- **Kendall Chidlaw**, *Jones & Dyer*
- **Brandon Wright**, *Lewis Brisbois*
- **Marie Trimble Holvick**, *Gordon Rees*
- **Jessica Rivera**, *California Employers Association*

11:45 am **End of Session**

Register online at www.adcncn.org

REGISTRATION FEES:

ADC Member – \$325 Non-Member – \$425
 ADC Young Lawyer Member - \$225
 ADC Member from the Same Firm – \$225
 Firm Administrator / Non-Attorney – \$295

Cancellations: Registrant must cancel in writing at least one week prior to the seminar. Refunds less \$50 processing fee.