



# LCJ

LAWYERS FOR CIVIL JUSTICE



**MEMBERSHIP MEETING**

**DECEMBER 4 – 6, 2019  
PARK LANE HOTEL  
NEW YORK, NY**





## WEDNESDAY, DECEMBER 4, 2019

4:00 p.m. – 6:00 p.m. **Executive Committee Meeting** **Park Lane Suite, 46th Floor**

7:00 p.m. – 9:30 p.m. **Cocktail Reception & Dinner** **New York Athletic Club**

Dine overlooking Central Park with your friends and colleagues in the storied and beautiful NYAC, whose athletes have won over 271 Olympic medals since the founding in 1868. \*Advanced registration required.

Please note that the lighting of the tree in Rockefeller Center will occur this evening, so please plan accordingly.

## THURSDAY, DECEMBER 5, 2019

**All main sessions are in the ballroom.**

8:30 a.m. **Welcome**

LCJ President, Mike Weston, Founding Member, Lederer Weston Craig  
LCJ Program Chair, John Kuppens, Partner, Nelson Mullins

8:45 a.m. – 9:30 a.m. **Is Our Democracy Supporting the Rule of Law?**

William C. Hubbard, Partner, Nelson Mullins, Former ABA President

9:30 a.m. – 10:15 a.m. **An Interview with David Bernhardt, the Secretary of U.S. Department of the Interior**



David Bernhardt developed deep expertise in government regulations and rulemaking as a government lawyer and private practitioner. Now, as Secretary of the U.S. Department of the Interior, he leads an agency with more than 70,000 employees who are stewards for 20 percent of the nation's lands. Because he oversees the department responsible for development of conventional and renewable energy supplies on public lands and water—among many other controversial issues—Secretary Bernhardt's thoughts on the current legal debate over administrative rulemaking and the deference with which courts treat agency decisions will be interesting to any lawyer whose clients are affected by government regulations.

BREAK

10:30 a.m. – 11:15 a.m. **Civil Justice Reforms in the States**

**PANELISTS:** Mark Behrens, Partner, Shook Hardy  
Andrew Cook, Of Counsel, Orrick Herrington & Sutcliffe LLP  
Daniel Quick, Member, Dickinson Wright

The 2015 FRCP discovery amendments brought much-needed improvements to federal practice, but the States have been slow to follow suit. Wisconsin, Missouri, and Michigan have led the way in adopting some improvements. Find out how these states achieved progress and what you can do in your state to advance the cause of fair, efficient rules.



## THURSDAY, DECEMBER 5, 2019

11:15 a.m. – 12:00 p.m. **Shark Tank II: Who Will Make the Best Pitch for LCJ's Next Project?**

**JUDGES:** Robert Levy, Executive Counsel, Legal Policy & Administration, Exxon Mobil  
Jonathan Redgrave, Partner, Redgrave LLP  
Maja Eaton, Partner, Sidley Austin  
Rosalyn Mitchell, Managing Counsel, Toyota

**PRESENTERS:** Vernon Marsh, Associate, Bowman & Brooke  
Alex Meier, Associate, Seyfarth Shaw  
Tracy Weinstein, Associate, Schnader

Like entrepreneurs on "Shark Tank," creative LCJ Members will pitch their most innovative ideas for amending the FRCP to a panel of skeptics. Last year's winner Jonathan Redgrave will join the sharks as they vote up or down on ideas that may shape the future of litigation.

12:00 p.m. – 2:00 p.m. **Board of Directors Luncheon**

Members lunch on their own.

**Park Lane Suite, 46th Floor**

## THURSDAY, DECEMBER 5, 2019

### 2:00 p.m. – 3:00 p.m. **The Perfect Storm: Mass Tort Litigation**

**PANELISTS:** John Kuppens, Partner, Nelson Mullins  
Stephen Myers, Member, Irwin Fritchie Urquhart & Moore  
Rustin Silverstein, Founder, X-Ante  
Aviva Wein, Assistant General Counsel, Johnson & Johnson

These experts will describe how a perfect storm of ingredients, including TPLF, lead generation firms, and attorney advertising, are fueling the growth of modern mass tort civil litigation.

### 3:00 p.m. – 4:00 p.m. **When a Litigation Funder Goes Too Far?**

Howard S. Schrader, Executive Vice President & General Counsel, Chubb Overseas General

### BREAK

### 4:15 p.m. – 5:00 p.m. **“The judiciary ... has no direction ... of the wealth of the society,”\*: Reflections on Multi District Litigation and Ferguson, Missouri** \*A. Hamilton, *The Federalist Papers No. 78*.

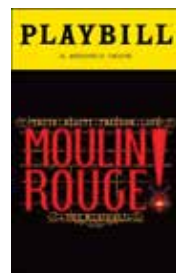
**SPEAKER:** David F. Levi, Professor of Law and Judicial Studies and Director of the Bolch Judicial Institute, and former Chair of the Civil Rules Advisory Committee and Standing Committee

### 5:00 p.m. – 7:00 p.m. **LCJ Cocktail Reception: Park Room Restaurant and Lounge, Park Lane Hotel**

Overlooking New York City’s iconic Central Park, The Park Room Restaurant is the ideal spot to enjoy cocktails with your colleagues prior to heading out to the theater.

### 7:00 p.m. – 10:00 p.m. **Broadway Shows** \*Advanced registration required

**Moulin Rouge**  
Al Hirschfeld Theatre  
302 W. 45th Street  
New York, NY



**To Kill a Mockingbird**  
Sam S. Shubert Theatre  
225 W. 44th Street  
New York, NY



# MEMBERSHIP MEETING 2019

## FRIDAY, DECEMBER 6, 2019

### 7:30 a.m. – 8:30 a.m. **Corporate Counsel Breakfast** **Park Lane Suite, 46th Floor** **Breakfast for LCJ Membership** **Ballroom**

### 8:30 a.m. – 8:45 a.m. **What if We Could Solve the Problem of Overdiscovery?**

LCJ General Counsel, Alex Dahl

New thinking about the costs of discovery is leading innovative lawyers, scholars and judges to ask: Why isn't there a rule governing who pays for discovery requests? The FRCP cover all aspects of discovery practice, but are silent on the issue that can matter most. The reason might surprise you. Explore the past, present and future of “requester-pays” discovery in this thought-provoking “TED Talk”-like presentation.

### 8:45 a.m. – 9:30 a.m. **From Nuisance to Menace: The Rising Tide of Securities Class Action Litigation**

**PANELISTS:** John Keogh, Executive Vice Chairman & Chief Operating Officer, Chubb Limited  
Andy Pincus, Partner, Mayer Brown

### 9:30 a.m. – 10:15 a.m. **LCJ Civil Justice Fellows Panel**

**PANELISTS:** Osama Handy, Managing Attorney, GSK  
Kelly Bieri, Partner, Shook Hardy & Bacon  
Patrick C. Lannen, Partner, Plunkett Cooney

The inaugural class of LCJ Fellows will discuss court decisions and emerging trends most likely to impact defense and corporate counsel practice.

### 10:15 a.m. – 11:00 a.m. **Expert Evidence Reform: What Is Needed and Why?**

**PANELISTS:** Christopher Guth, Senior Counsel, Bayer U.S.  
Lee Mickus, Partner, Taylor Anderson  
Beth Wilkinson, Founding Partner, Wilkinson Walsh Escovitz

As the Evidence Rules Advisory Committee continues to contemplate the possibility of amending Rule 702 to clarify the standards for admission of expert evidence, join our panel of experts for insights about how courts are failing their “gatekeeper” function and what it means to innovation, litigation, and the rule of law.





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\* Denotes member of the Executive Committee

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## Introduce A New Colleague to LCJ

LCJ's strength is our volunteer experts from our member companies and law firms. We continue to build a track record of successful advocacy only with the participation of leaders like you. But, there's always room for improvement. Do you know of a colleague who might support our mission?

Please take a moment and email Andrea Looney at [alooney@lfcj.com](mailto:alooney@lfcj.com) the name and contact information of someone you think might be interested in becoming a corporate member.

We will work with you to extend an invitation to your colleague to attend the next LCJ membership meeting, *at no cost*.

*Refer a colleague to join you at the next LCJ Membership Meeting...FOR FREE.*