

16TH ANNUAL

ADMIRALTY AND MARITIME LAW CONFERENCE

Earn up to 7.50 Hours of Credit Including 1.25 Hours of Ethics Credit
Specialization Credit Expected for Civil Trial Law, Personal Injury



September 28, 2007
Hyatt Regency • Houston, Texas

ADMIRALTY AND MARITIME LAW CONFERENCE

September 28, 2007 • Hyatt Regency • Houston, Texas

Earn up to 7.50 Hours of Credit Including 1.25 Hours of Ethics Credit

FRIDAY MORNING, SEPTEMBER 28, 2007

Presiding Officer:

Bradley A. Jackson, Houston, TX

8:00 a.m. Registration Opens

Includes continental breakfast.

8:35 a.m. Welcoming Remarks**8:45 a.m. .50 hr****Transition From Practice to Judgeship**

A brief description of the judicial selection process and the changes encountered in moving from the practice of law to the bench.

Hon. Gray H. Miller, Houston, TX

9:15 a.m. .75 hr ethics**The Noble Lawyer**

Ethics and professionalism viewed from the perspective of the bar throughout history.

William J. Chriss, Austin, TX

10:00 a.m. Break**10:15 a.m. .75 hr****Stewart's Non-Jones Act Implications**

The decision in *Stewart v. Dutra* is not limited to defining what a vessel is under the Jones Act. The decision affects all aspects of maritime law in the United States. The non-Jones Act implications will be explored.

James Patrick Cooney, Houston, TX

11:00 a.m. .75 hr**The Outer Continental Shelf Lands Act's Provisions on Jurisdiction, Choice of Law, and Remedies: Correcting the Fifth Circuit's Mistakes**

Fifth Circuit panels and district courts frequently complain about the chaotic state of the circuit's OCSLA jurisprudence, and individual Fifth Circuit judges regularly call out for en banc rehearings to try to restore some coherence. This paper identifies the main concerns and proposes feasible substantive-law corrections that are easily within the Court's grasp. It also suggests that Fifth Circuit Rule 35.1, which seeks to discourage litigants from seeking en banc rehearings, needs revision.

David W. Robertson, Austin, TX

LUNCHEON PRESENTATION

11:45 a.m. Pick Up Box Lunch

Included in conference registration fee.

12:00 p.m. .50 hr ethics**Night Court**

Avast ye mateys: Night Court, Houston's very own all-lawyer theater troupe, will launch a swashbuckling ethics presentation, while providing a taste of their salty 2008 musical comedy: the Law of the Sea, helping you make your legal arrrg-uments sail smoothly as you endure the tidal wave of electronic discovery.

FRIDAY AFTERNOON

Presiding Officer:

Matthew H. Ammerman, Houston, TX

12:45 p.m. 1.25 hrs**Recent Developments in Admiralty and Maritime Law at the National Level and in the Fifth and Eleventh Circuits**

This paper is the eighth of an annual series that tries to flag everything of genuine importance nationally and everything of significant interest from the Fifth and Eleventh Circuits.

David W. Robertson, Austin, TX

Michael F. Sturley, Austin, TX

2:00 p.m. .50 hr**Judicial Reflections on Maritime Litigation, Litigants, and Litigators**

A judge's perspective.

Hon. Edith Brown Clement, New Orleans, LA (invited)

2:30 p.m. .50 hr**Inland Damage to Ocean Cargo: When Do the Maritime Rules Apply?**

When cargo carried under a multimodal bill of lading is damaged during an inland leg, some circuits apply the Carmack Amendment while others permit the contractual extension of the Carriage of Goods by Sea Act (COGSA). The two regimes can lead to remarkably different results. This presentation analyzes the relevant issues in resolving the conflict.

Michael F. Sturley, Austin, TX

3:00 p.m. Break**3:15 p.m. 1.00 hr****Offshore: Wind Energy Panel Discussion**

The law governing the construction and operation of offshore wind energy facilities.

Julia M. Adams, Houston, TX

Bradley A. Jackson, Houston, TX

4:15 p.m. .50 hr**Jones Act Issues After Sorrell**

Standards and burdens of proof for the plaintiff and defense in Jones Act and unseaworthiness cases after the decision of the Supreme Court in *Norfolk Southern Railway Company v. Sorrell*.

Kenneth G. Engerrand, Houston, TX

4:45 p.m. .50 hr**Using Rule B as a Weapon: Seize the Initiative and the Bank Account Too**

Although Rule B embodies the traditional maritime tool of quasi in rem jurisdiction, in the Second Circuit it has come to be used as a means to seize funds as security for disputes already pending elsewhere. This presentation explores recent case law regarding the use of Rule B as a jurisdictional basis and a litigation weapon.

Christopher Dove, Houston, TX

5:15 p.m. Adjourn

ABOUT THE CONFERENCE

The Admiralty and Maritime Law Conference is the leading annual Texas CLE event that focuses on legal developments in the specialized area of admiralty and maritime law. The conference offers a unique opportunity for experienced practitioners to stay abreast of global and national developments affecting case law, torts and contracts, and civil procedure. Those with less experience will find the event ideal to become exposed to the nuances of admiralty practice and to network with more experienced practitioners.

HOW TO REGISTER

The University of Texas
School of Law
Attn: CLE – AM07
P.O. Box 7759
Austin, TX 78713-7759

WEB: www.utcle.org

FAX: 512-475-6876

PHONE: 512-475-6700

Course Binder

The Admiralty and Maritime Law Conference generates the year's definitive set of resource materials for maritime lawyers. Don't miss an encyclopedic guide to recent case law developments and current issues, along with practical strategies—over 400 pages of user-friendly materials.

Audio CD Set

The Admiralty and Maritime Law Conference presentations are available on CD. Whether you can't make the conference, or just want to replay a particular presentation—you've got options.

eBinder on CD

Get the entire conference binder on CD, in electronic PDF format. Only \$50 if added to a registration or purchase of Course Binder or Audio CD Set; \$150 if purchased alone.

In-House CLE

Would your firm or company like to run an in-house version of this conference with full participatory MCLE credit? Order In-House CLE: We'll accredit the course for you and provide an Audio CD Set, plus a Course Binder for each participant.

REGISTRATION FOR AM07

Mail this registration form to:

The University of Texas School of Law, Attn. AM07
P.O. Box 7759, Austin, TX 78713-7759 **or fax a copy to: (512) 475-6876**
Online registration available at www.utcle.org

PLEASE PRINT CLEARLY

Bar Card# _____ ☐ TX ☐ Other State: _____ ☐ N/A

Name [Mr. / Ms.] _____

Firm _____

Address _____

City _____ State _____ Zip _____

Telephone _____ Fax _____

Registrant's Email (required) _____

Assistant's Email (optional) _____

Invoices, confirmations and receipts are emailed to these addresses.

REGISTRATION

Registration includes Thursday Box Lunch Presentation

☐ Early Registration Fee due by Wed., Sept. 19, 2007 \$325.00

☐ Registration Fee after Wed., Sept. 19, 2007 \$375.00

CONFERENCE PUBLICATIONS AND MEDIA

Allow 2-4 weeks from conference date for delivery.

☐ Course Binder WITHOUT Conference Registration \$150.00

☐ Audio CD Set \$125.00

☐ eBinder on CD (PDF format) \$150.00/\$50.00
(\$125 purchased alone, \$50 with registration or purchase of Course Binder or Audio CD Set)

IN-HOUSE CLE: Bring the conference in-house and learn at your convenience.

Allow 2-4 weeks from conference date for delivery.

☐ In-House CLE for 2—Includes Audio CD Set and 2 Course Binders \$450.00

_____ Add participants (includes Course Binders) for \$150 each \$ _____

TOTAL ENCLOSED \$ _____

METHOD OF PAYMENT

☐ Check (make checks payable to: **The University of Texas at Austin**)

☐ VISA or ☐ Mastercard (sorry, no AMEX or Discover)

Card # - - -

X _____
Authorized Signature

/
Exp. Date (mm/yy)

HOUSTON

Sept. 28, 2007

CONFERENCE LOCATION



Hyatt Regency

1200 Louisiana Street
Houston, TX 77002
713-654-1234

SPECIAL RATE \$179

good through September 12, 2007
(subject to availability)

Valet Parking Only: \$25 all day
with in/out access; \$15 (3-10 hours)
Self-parking lots nearby

KEY DATES

Registration & Cancellation

September 19, 2007–5 p.m.
last day for early registration
add \$50 for registrations
received after this time

September 21, 2007–5 p.m.
last day for full refund

September 24, 2007–5 p.m.
last day for partial refunds
\$50 processing fee applied

September 28, 2007–8:45 a.m.
conference begins

M
C
L
E

This course has been approved for Minimum Continuing Legal Education credit by the State Bar of Texas Committee on MCLE in the amount of 7.50 hours, of which 1.25 credit hours will apply to legal ethics/professional responsibility credit. The University of Texas School of Law is a State Bar of California approved MCLE provider (#1944).

CONFERENCE FACULTY

JULIA M. ADAMS
Sedgwick Deterf, Moran & Arnold, LLP
Houston, TX

WILLIAM J. CHRISS
Texas Center for Legal Ethics and
Professionalism
Austin, TX

HON. EDITH BROWN CLEMENT (INVITED)
U.S. District Court for the Eastern District
New Orleans, LA

JAMES PATRICK COONEY
Royston, Rayzor, Vickery & Williams, L.L.P.
Houston, TX

CHRISTOPHER DOVE
Locke Liddell & Sapp LLP
Houston, TX

KENNETH G. ENGERRAND
Brown Sims, P.C.
Houston, TX

BRADLEY A. JACKSON
Royston, Rayzor, Vickery & Williams, L.L.P.
Houston, TX

HON. GRAY H. MILLER
United States District Court
Southern District of Texas
Houston, TX

NIGHT COURT
Houston, TX

DAVID W. ROBERTSON
The University of Texas School of Law
Austin, TX

MICHAEL F. STURLEY
The University of Texas School of Law
Austin, TX



PLANNING COMMITTEE

DAVID W. ROBERTSON-CO-CHAIR
Austin, TX

MICHAEL F. STURLEY-CO-CHAIR
Austin, TX

JULIA M. ADAMS
Houston, TX

MATTHEW H. AMMERMAN
Houston, TX

MICHAEL K. BELL
Houston, TX

W. ROBINS BRICE
Houston, TX

GEORGE F. CHANDLER III
Houston, TX

CHRISTOPHER DOVE
Houston, TX

KENNETH G. ENGERRAND
Houston, TX

THOMAS C. FITZHUGH III
Houston, TX

W. GARNEY GRIGGS
Houston, TX

MICHAEL B. HUGHES
Galveston, TX

BRADLEY A. JACKSON
Houston, TX

HOLLIS L. LEVY
Austin, TX

PETER A. MCLAUCHLAN
Houston, TX

ROBERT H. NICHOLAS JR.
Houston, TX

JILL A. SCHAAR
Houston, TX

EUGENE J. SILVA SR.
Houston, TX

CLAUDE L. STUART III
Houston, TX

STEPHEN M. VAUGHAN
Houston, TX

W. M. VON ZHAREN
Houston, TX

Over 300 Online Courses from UT Law

Full Participatory MCLE Credit

www.utcle.org

UTCLE

THE UNIVERSITY OF TEXAS AT AUSTIN
THE UNIVERSITY OF TEXAS SCHOOL OF LAW
P.O. Box 7759 • Austin, TX 78713-7759

This program is not printed or mailed at state expense.

16TH ANNUAL ADMIRALTY AND MARITIME LAW CONFERENCE

September 28, 2007 • Hyatt Regency • Houston, Texas

NON-PROFIT-ORG
U.S. Postage Paid
The University of
Texas
School of Law

E-mail us at

utcle@law.utexas.edu

or call us at

512-475-6700

for more information