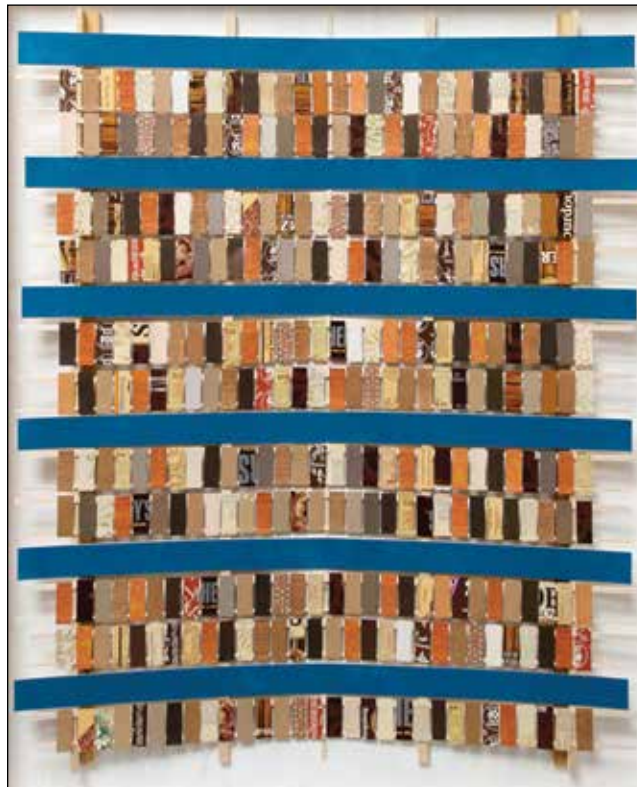


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THURSDAY MORNING, JUNE 4, 2015

Presiding Officer:

**Pamela Stanton Baron, Attorney at Law,
Austin, TX**

7:30 a.m. Registration Opens

Includes continental breakfast.

8:20 a.m. Welcoming Remarks

8:30 a.m. .42 hr

Looking Back at the 84th Legislature

An overview of bills that passed and those that didn't—but you should know about anyway.

Jerry D. Bullard, Adams Lynch & Loftin,
Grapevine, TX

8:55 a.m. .42 hr

Statutory Construction

What methods of interpretation are available to courts, which ones do they use, and why? Unlike federal courts, the Texas high courts have limited their toolbox, taking a unique approach to statutory construction that raises this question—do Texas courts embrace methodological stare decisis?

Constance H. Pfeiffer, Beck Redden LLP, Houston, TX

9:20 a.m. .42 hr

Governmental Immunity Update

Review recent Texas cases affecting governmental immunity and look at important unanswered questions.

Chris Coppola, City of Austin Law Department,
Austin, TX

9:45 a.m. .50 hr

Jury Charge Update

Examine the significant jury charge cases over the past year and the most common recurring problems.

David Keltner, Kelly Hart & Hallman LLP,
Fort Worth, TX

10:15 a.m. Break

10:30 a.m. .42 hr

Interlocutory Appeal Update

A look at recent developments in the ever-expanding world of interlocutory appeals, including how the Courts of Appeals are responding to petitions for permission to appeal under CPRC 51.014(d). Also, what happens when the Legislature's right hand doesn't know what its left hand is doing?

Richard B. Phillips Jr., Thompson & Knight LLP,
Dallas, TX

10:55 a.m. .50 hr ethics

Attorney Fees Update

A discussion of recent appeals involving minimizing and maximizing fee awards and how to attack them or protect them.

Jeffrey S. Levinger, Levinger PC, Dallas, TX

11:25 a.m. .50 hr ethics

Spoilation and Sanctions Update

A focus on emerging issues governing when clients and their attorneys can be sanctioned by Texas courts. Recent decisions focus on sanctions for groundless pleadings under Texas Rule of Civil Procedure 13 and Chapter 10 of the Texas Civil Practice and Remedies Code, as well as imposition of sanctions for fabricating, destroying, or failing to preserve evidence.

Emily R. Jolly, Enoch Keever PLLC, Austin, TX
Melissa Lorber, Enoch Keever PLLC, Austin, TX

11:55 a.m. Pick Up Lunch

Included in registration.

THURSDAY AFTERNOON

Presiding Officer:

**Hon. Jane Bland, First Court of Appeals,
Houston, TX**

LUNCHEON PRESENTATION

12:15 p.m. 1.00 hr ethics

Ethics Three-Pack: Legal Malpractice, Client Confidentiality in the Digital Era, and Ethical and Effective Appellate Marketing

It was hard enough maintaining client confidentiality in the era of paper files, landlines and photocopiers. Learn techniques to maintain your client's confidentiality in this new age of the internet, cloud, smartphones and tablets, and digital copiers.

Sam Johnson, Scott, Douglass & McConnico, L.L.P.,
Austin, TX
Gene Major, State Bar of Texas, Austin, TX
Scott Rothenberg, Law Offices of Scott Rothenberg,
Houston, TX

1:15 p.m. Break

1:30 p.m. .58 hr

Texas Supreme Court Update

A look at recent opinions issued by the Court in the current term.

Hon. Jeffrey S. Boyd, The Supreme Court of Texas,
Austin, TX
David M. Gunn, Beck Redden LLP, Houston, TX

2:05 p.m. .50 hr | .25 hr ethics

Appellate Judicial Survey

This spring, the Justices of the Supreme Court of Texas and each of the fourteen Courts of Appeals were asked to complete a survey about brief writing, oral argument, amicus briefs, and professionalism, among other topics. Hear and analyze the results of the survey.

Scott Rothenberg, Law Offices of Scott Rothenberg,
Houston, TX
Kent Rutter, Haynes and Boone, LLP, Houston, TX
Jo Ann Storey, Jo Ann Storey, P.C., Houston, TX

2:35 p.m. .50 hr

Expert Testimony Update

Examine recent appeals and trends involving the handling and striking of expert witnesses by the appellate courts, including when they can help and when they are vulnerable.

Philip Durst, Deats, Durst, Owen & Levy, P.L.L.C.,
Austin, TX

3:05 p.m. Break

3:15 p.m. .50 hr

Don't Skip the Criminal Opinions

Appellate Justices who started in the criminal courts explain how civil appellate practitioners can gain valuable insights from the criminal side of the docket.

Moderator:

Hon. William J. Boyce, Fourteenth Court of Appeals,
Houston, TX

Panelists:

Hon. Elsa R. Alcalá, Texas Court of Criminal Appeals,
Austin, TX
Hon. Marc W. Brown, Fourteenth Court of Appeals,
Houston, TX
Hon. Craig T. Stoddart, Fifth Court of Appeals,
Dallas, TX

3:45 p.m. .33 hr

Discovery Update for Appellate Lawyers

Update on discovery issues recently resolved or now percolating on appeal, including mandamus.

Karen S. Precella, Haynes and Boone, LLP,
Fort Worth, TX

4:05 p.m. .67 hr

Evidence Challenge

You make the call. Test your knowledge of evidence by ruling on a series of objections.

Steven Goode, The University of Texas School of
Law, Austin, TX

4:45 p.m. .50 hr

Texas Civil Procedural Update

A look at 20 of the most significant recent decisions affecting Texas trial and appellate practice.

Elaine Grafton Carlson, South Texas College of Law,
Houston, TX

Materials By:

Courtney Taylor Carlson, Jackson Walker L.L.P.,
Houston, TX

5:15 p.m. Adjourn

FRIDAY MORNING, JUNE 5, 2015

Presiding Officer:

Hon. Gregory T. Perkes, Thirteenth
Court of Appeals, Corpus Christi, TX

7:30 a.m. Conference Room Opens

Includes continental breakfast.

8:30 a.m. .33 hr

The Other Side of eFiling

Explore the problems practitioners might encounter when eFiling with appellate courts, including suggestions for addressing these problems.

Elizabeth G. "Heidi" Bloch, Husch Blackwell LLP,
Austin, TX

8:50 a.m. .33 hr

Damages Error: Remand or Render?

Reversible damages error can be the end of the road or a chance to start over. Find out what you can use from recent appellate opinions to get the disposition you want.

Melissa Michelle Davis, The Supreme Court of Texas,
Austin, TX

9:10 a.m. .33 hr

Prejudgment Interest and Other Judgment Battlegrounds

An update on developments in prejudgment and post-judgment interest law and other challenges faced by Texas practitioners in forming a judgment.

Anne M. Johnson, Haynes and Boone, LLP, Dallas, TX

9:30 a.m. .42 hr

Post-Verdict Pitfalls and Proposed Remedies

How to snatch victory out of the jaws of defeat—or at least how to avoid making it worse—while still in the trial court.

Lynne Liberato, Haynes and Boone, LLP, Houston, TX

Co-Author:

Nina Cortell, Haynes and Boone, LLP, Dallas, TX

9:55 a.m. .33 hr

The Impact of Amicus Briefs

What makes an amicus effective in the Supreme Court of Texas? Insights from a study of the types of amicus briefs that are having an impact on the current Court and why.

Kurt Kuhn, Kuhn Hobbs PLLC, Austin, TX

10:15 a.m. Break

10:30 a.m. .50 hr

Interview with Chief Justice Hecht

The Chief Justice offers perspectives on his more than a quarter of a century on the Texas Supreme Court, as well as tips for practitioners.

Hon. Nathan L. Hecht, The Supreme Court of Texas,
Austin, TX
Douglas W. Alexander, Alexander Dubose
Jefferson & Townsend LLP, Austin, TX

11:00 a.m. .75 hr

Texas Supreme Court Panel

An interactive conversation with the Justices about administrative and procedural rule changes, what compels the court to grant a petition, and cases to watch for.

Please submit your questions in advance to ConferenceQA@utcle.org or at the conference registration desk on-site.

Moderator:

Hon. Craig T. Enoch, Enoch Keever PLLC, Austin, TX

Panelists:

Hon. Paul W. Green, The Supreme Court of Texas,
Austin, TX
Hon. Phil Johnson, The Supreme Court of Texas,
Austin, TX
Hon. Jeffrey S. Boyd, The Supreme Court of Texas,
Austin, TX
Hon. Jeff Brown, The Supreme Court of Texas,
Austin, TX

FRIDAY AFTERNOON

Presiding Officer:

Hon. Cynthia Olson Bourland, Third
Court of Appeals, Austin, TX

LUNCHEON WITH THE JUDICIARY

12:05 p.m.

A unique opportunity to meet and discuss issues with members of the judiciary. Please select "Luncheon with the Judiciary" on the registration form to attend (\$20 additional charge).

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12:55 p.m. Return to General Session

1:10 p.m. .50 hr

Fifth Circuit Update

Recent opinions and trends in civil litigation.

Hon. Gregg Costa, U.S. Court of Appeals, Fifth Circuit, Houston, TX

1:40 p.m. .42 hr

En Banc Review in the Fifth Circuit

Panel discussion about the dynamics of seeking and obtaining *en banc* review.

Hon. Jennifer Walker Elrod, U.S. Court of Appeals, Fifth Circuit, Houston, TX
Dana Livingston, Alexander Dubose Jefferson & Townsend LLP, Austin, TX

2:05 p.m. .33 hr

The State of Certified Questions in the Fifth Circuit

Certified or certifiable? Review the what, why, when and how of questions recently certified by the U.S. Court of Appeals for the Fifth Circuit to the Texas Supreme Court. What kinds of questions get certified and why. What procedural and substantive challenges and opportunities are presented by certification.

Catherine L. Hanna, Hanna & Plaut LLP, Austin, TX

2:25 p.m. .42 hr

Personal Jurisdiction Update

Learn about the U.S. Supreme Court's recent opinions on personal jurisdiction—two cases in 2011 and two others in 2014. These opinions significantly impact how litigants and courts analyze personal jurisdiction challenges.

Alex Wilson Albright, The University of Texas School of Law and Of Counsel, Alexander Dubose Jefferson & Townsend, Austin, TX

2:50 p.m. .50 hr

U.S. Supreme Court Update

A survey of U.S. Supreme Court rulings—issued and pending—for this term.

P. Michael Jung, Strasburger & Price, LLP, Dallas, TX

3:20 p.m. Adjourn

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JUNE 4–5, 2015

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KEY DATES

May 27, 2015

last day for early registration
 add \$50 for registrations
 received after this time

May 29, 2015

last day for cancellation (full refund)

June 1, 2015

last day for cancellation (partial refund)
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June 4, 2015, 8:20 a.m.

Conference begins

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UT Law's Conference on State and Federal Appeals—designed for advanced-level civil appellate practitioners—has earned a reputation as the premier program on appellate practice and procedure in Texas and is the annual gathering of state and federal appellate judges. Now in its 25th year, this conference is a must-attend event for every Texas civil appellate practitioner. 2015 highlights include:

- *Interview with Chief Justice Nathan Hecht* provides his perspectives on over 25 years on the Texas Supreme Court, as well as offers tips for practitioners
- Hear the latest developments from the 84th Legislature
- Review recent updates in the current term from the Texas Supreme Court, Fifth Circuit and U.S. Supreme Court
- Ethics Three-Pack: Legal Malpractice, Client Confidentiality in the Digital Era, and Ethical and Effective Appellate Marketing
- Learn about the dynamics of seeking and obtaining *en banc* review in the Fifth Circuit
- Gain insight on what types of amicus briefs are having an impact on the Court
- Hear updates on governmental immunity, jury charges, interlocutory appeals, attorney fees, spoliation and sanctions, expert testimony, Texas civil procedure and personal jurisdiction
- Networking opportunities with judges and fellow colleagues during the conference and at Friday's traditional Luncheon with the Judiciary

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