

2005

RESIDENTIAL DEVELOPMENT AND CONSTRUCTION LAW

The Southwest's Leading Gathering of Attorneys, Builders,
Developers and Related Professionals

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Also Available: CEP Credit for Engineers, TREC Credit, TDI Credit, and CPE Credit for Accountants



October 12-13, 2005

Gaylord Texan Resort, Grapevine, Texas

Offered in Cooperation with the Sunbelt Builders Show

Registration Includes Gala Reception and Admission to
the Sunbelt Builders Show Expo—Over 5,000 Homebuilders

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2005 RESIDENTIAL DEVELOPMENT AND CONSTRUCTION LAW PROGRAM

October 12-13, 2005 • Gaylord Texan Resort • Grapevine

Earn up to 13.75 Hours of Credit including 1.00 Hour Ethics Credit

WEDNESDAY MORNING, OCT. 12, 2005

Presiding Officer: William R. Allensworth, Austin

8:00 a.m. Registration Opens

Includes continental breakfast.

8:50 a.m. Welcoming Remarks

9:00 a.m. .50 hr

Construction Law Update

A review of recent cases and legislation affecting residential construction.

William R. Allensworth, Austin

9:30 a.m. .75 hr

Land Use Planning

A municipal attorney's overview of land use issues from a city's perspective. Topics will include zoning, subdivisions and platting, impact fees and a variety of other issues that face builders and developers who deal with Texas cities. The presentation will conclude with practical tips for dealing with Texas local governments.

Terrence S. Welch, Richardson

10:15 a.m. Break

10:30 a.m. .50 hr

Warehouse Financing 101: A Guide for Homebuilders

Many homebuilders have made the transition from mortgage broker to mortgage banker—or are considering such a move—to gain more control over closings, reduce disclosure and compliance burdens, generate higher fees and increase profitability. Warehouse financing provides small and medium-sized builders the liquidity and working capital to close and hold loans—and thus gain the benefits available to mortgage bankers. This session covers the benefits of residential loan warehouse financing, attributes and sources of funding, and best practices relating to collateral and risk management.

James Dunkerley, Dallas

11:00 a.m. .33 hr

Home Contracts I

An analysis and explanation of the new contracts developed by the Texas Association of Builders to comply with recent legislative changes including fixed price and cost plus mechanic's lien contracts, new construction contract, spec home contract, remodeling contracts and subcontractor agreements.

Robert L. Russell Bush, Arlington

11:20 a.m. 1.00 hr

Home Contracts II—Custom Home Contracts and More

Preparing and negotiating custom home contracts considering owner's and contractor's perspectives.

Bruce W. Merwin, Houston

12:30 p.m. Lunch Presentation 1.00 hr ethics

Additional fee; please select on registration form.

The Successful and Ethical Practice of Construction Law

The requirements of the State Bar Rules of Professional Conduct as they relate to the everyday issues faced by the construction lawyer, and some basic concepts to follow.

William J. Chriss, Corpus Christi

WEDNESDAY AFTERNOON, OCT. 12, 2005

Presiding Officer: Michael Gerstle, Dallas

1:45 p.m. .75 hr

The Importance of Subcontracts in Residential Construction

The use of appropriate subcontracts can greatly limit the risk of liability for your general contractor client. This session includes a discussion of best practices including sample forms and provisions.

John D. Sloan, Jr., Dallas

2:30 p.m. .67 hr

Special Issues Arising in Vertical and High-Rise Development

Residential development of high-rise buildings involves a blend of residential and commercial legal and development issues. This session outlines common pitfalls and risks involved in vertical construction; in particular condominiums; and covers the use and types of insurance needed and warranties available. Presenters will offer solutions, best practices, and model provisions and forms to deal with these risks.

Dale E. Butler, Dallas
Edward A. Peterson, Dallas

3:10 p.m. Break

3:25 p.m. 1.75 hr

Insuring the Project—End-to-End

A discussion of the various insurance products and the ongoing struggle between policyholders and insurers for defective construction claims.

Michael W. Huddleston, Dallas
Lee H. Shidlofsky, Austin
Additional Speaker TBA

5:10 p.m. Adjourn

THURSDAY, MORNING, OCT. 13, 2005

Presiding Officer: C.A. (Joe) Davis, Austin

9:00 a.m. .50 hr

Storm Water Compliance: Avoiding Pitfalls and Penalties

Reviewing the various types of stormwater rules that apply to different development approaches. Discussion of common pitfalls and interpretive mistakes related to stormwater rules. Identification of enforcement trends.

James Harris, Dallas

9:30 a.m. .50 hr

Payments and Liens

An overview of issues regarding payment, enforcement of liens, and collection of retainage in residential construction contracts.

Daniel K. Craddock, Austin

10:00 a.m. .50 hr

Labor Law: Identifying and Handling the Tough Issues

A primer addressing the common labor problems faced by the building and construction industry.

Edward M. (Ted) Smith, Austin

10:30 a.m. Break

10:45 a.m. .50 hr

Contract Administration/Inspections—Engineers and Dealing with Them

How to maximize benefit and reduce risk in the delivery and receipt of professional services for contract administration.

Richard E. Schellhammer, Dallas

11:15 a.m. .50 hr

Closings, Sales, Bundling and RESPA—What Builders Need to Know to Stay Out of Trouble

This session discusses key pitfalls and liability exposures to builders engaged in the increasingly common practice of bundling services under RESPA.

Chris A. Peirson, Dallas

11:45-1:30 Lunch Presentation 1.50 hrs

Additional fee; please select on registration form.

Regional Visioning in Central Texas

Join members of the Urban Land Institute and other planning and law professionals for a discussion on emerging land use trends and issues in Central Texas.

Presented by the Urban Land Institute and Texas Association of Builders

Sally W. Campbell, Executive Director,
Envision Central Texas, Austin
Donald Gatzke, AIA, Dean of Architecture,
University of Texas at Arlington
Jeff Taebel, AICP, Director of Community
and Environmental Planning, Houston-
Galveston Area Council, Houston
Karen Walz, AICP, Project Manager,
Vision North Texas, Dallas

THURSDAY, AFTERNOON, OCT. 13, 2005

Presiding Officer: Chris E. Ryman, Houston

1:45 p.m. .50 hr

Construction Warranties

A comprehensive discussion of the scope, limitations, defenses, and remedies for express and implied warranties that may apply to commercial and residential projects.

Ian P. Faria, Houston

2:15 p.m. 2.00 hrs

Texas Residential Construction Liability Act (RCLA) and Texas Residential Construction Commission Act (TRCCA)

A presentation of the homeowner's and the builder's views on the RCLA and TRCCA and practice tips for representing homeowners and builders in construction defect cases. There will be a moderated question-and-answer-discussion designed to update you on how the TRCCA is working, the adoption of the construction standards and new and anticipated developments at the Commission. There will be a significant amount of time for you to ask the panel the questions you want answered. Audience participation is encouraged.

Chris E. Ryman, Houston
Clayton C. Cannon, Houston
Gregory Harwell, Dallas
John R. Krugh, Houston

4:15 p.m. Adjourn

Please join the opening reception of the Sunbelt Builders Show Expo.

REGISTRATION FOR CL05

Mail this registration form to:

The University of Texas School of Law, Attn. CL05

P.O. Box 7759, Austin, TX 78713-7759 **or fax a copy to: (512) 475-6876**

PLEASE PRINT CLEARLY

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

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Telephone _____ Fax _____

Registrant's Email **(required)** _____

Assistant's Email **(optional)** _____

Invoices, confirmations and receipts are emailed to these addresses.

REGISTRATION

Includes Course Binder

☐ Early Registration Fee due by Wed. Oct. 5, 2005 \$450.00

☐ Registration Fee after Wed. Oct. 5, 2005 \$500.00

☐ Sponsored Wed. Lunch Presentation with William J. Chriss \$10.00

☐ Sponsored Thurs. Lunch Presentation with Urban Land Institute/TAB \$10.00

VIDEO REPLAY: HOUSTON, JANUARY 26-27, 2006

☐ Video Replay Registration Fee \$295.00

CONFERENCE PUBLICATIONS AND MEDIA

Allow 2-4 weeks from conference date for delivery.

☐ Course Binder WITHOUT Conference Registration \$200.00

☐ Audio CD Set \$175.00

☐ eBinder on CD (PDF format) \$200.00/\$50.00

(\$200 purchased alone, \$50 with registration or purchase of Course Binder, Audio CD Set)

☐ DVD Set: Includes all conference sessions \$250.00

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 Course Binder, DVD Set \$750.00

_____ Add participants (includes Course Binders) for \$200 each \$ _____

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

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GRAPEVINE

October 12-13, 2005

CONFERENCE LOCATION



Gaylord Texan Resort & Convention Center on Lake Grapevine

1501 Gaylord Trail
Grapevine, Texas 76051
1-817-778-2000

Special rate \$159 (+tax)
(subject to availability)
good through September 16, 2005.
Please reference TX Association of
Builders and Sunbelt Builders Show
Parking: \$7.00 self-parking
\$18.00 valet

KEY DATES

Registration & Cancellation

October 5, 2005, 5 p.m.

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

October 7, 2005, 5 p.m.

- last day for full refund

October 10, 2005, 5 p.m.

- last day for partial refunds
\$50 processing fee applied
- October 12, 2005
• conference begins at 9:00 a.m.

**M
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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 13.75 hours, of which 1.00 credit
hours will apply to legal ethics/
professional responsibility credit.

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\$295 Registration Fee

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