UT LAW CLE Continuing Legal Education

7th Annual Government Enforcement Institute
September 30 - October 1, 2021 • Arts District Mansion (formerly Belo Mansion) • Dallas, TX
September 30 - October 1, 2021 • Live Webcast

Thursday Morning, Sep. 30, 2021

Presiding Officer:
Steve Korotash, Morgan, Lewis & Bockius LLP - Dallas, TX

8:00 am In Dallas Only	**Registration Opens** Includes continental breakfast **Thank You to Our Breakfast Sponsor** HAYNES BOONE
8:50 am	**Welcoming Remarks**
9:00 am 0.50 hr	**Opening Keynote Presentation: Words Matter** Six months in, hear what the Gensler SEC has meant for public company and financial services firm disclosure obligations and how proposed rulemaking is likely to affect those obligations. David Peavler, Regional Director, U.S. Securities and Exchange Commission, Fort Worth Regional Office, U.S. Securities and Exchange Commission - Fort Worth, TX
9:30 am 1.00 hr	**The Proactive General Counsel** They don't have a crystal ball to foretell future, but a proactive general counsel draws on skills and experience to identify and prevent risks before they occur, including the risk of regulatory and enforcement issues. This discussion highlights the strategies and efforts that CLOs and GCs use to, first, prevent problems that could give rise to enforcement inquiries and, second, how to proactively address them and evaluate scenarios to reduce the exposure and impact if a government inquiry should occur. Moderator: Kit Addleman, Partner, Haynes and Boone, LLP - Dallas, TX Panelists: Bruce Byrd, Executive VP/General Counsel, Palo Alto Networks - Santa Clara, CA Patrick K. Craine, General Counsel and Corporate Secretary, Gulfport Energy Corporation - Oklahoma City, OK
10:30 am	**15-Minute Break** **Thank You to Our Thursday Coffee and Breaks Sponsor** NORTON ROSE FULBRIGHT

10:45 am 1.00 hr 0.50 hr ethics	**Staffing and Scoping Internal Investigations: Choosing Outside Counsel and Other Key Decisions at the Outset of an Internal Investigation** The foundation for any well-run internal investigation rests on several key decisions made at the outset. Once made, they can be difficult, if not impossible, to change. A shaky foundation can lead others to criticize the reasonableness of the investigation's processes and results, which can lead to difficulties with outside auditors, regulators and other stakeholders. This session addresses many of those issues, and others, to ensure an investigation gets started on a solid footing. Dianne Ralston, Chief Legal Officer, Schlumberger - Houston, TX Michael W. Stockham, Partner, Holland & Knight LLP - Dallas, TX John C. Wander, Partner, Vinson & Elkins LLP - Dallas, TX
11:45 am 1.00 hr	**ESG and Enforcement** Examine the current status of ESG regulations and standards globally, including which of the U.S. regulatory agencies announced key focus and risk areas for ESG, and what may be coming. What can be learned from companies that have already experienced ESG pitfalls, including materiality considerations, disclosure issues, and "greenwashing"? And how can compliance and risk management programs be updated to mitigate ESG risks and leverage business opportunities? Moderator: Brooke Hopkins, Managing Director, AlixPartners - Dallas, TX Panelists: G. Jeffrey Boujoukos, Partner, Morgan, Lewis & Bockius LLP - Philadelphia, PA Jonathan D. Brightbill, Partner, Winston & Strawn LLP - Washington, DC John A. Poakeart, Senior Legal Director, PepsiCo, Inc. - Plano, TX

Thursday Afternoon, Sep. 30, 2021

Presiding Officer:
Jason S. Flemmons, Senior Managing Director, Ankura Consulting Group - Washington, DC

12:45 pm In Dallas Only	**Networking Luncheon (45 minutes)** **Thank You to Our Luncheon Sponsor** AlixPartners
1:30 pm 1.00 hr	**Financial Fraud Enforcement** An update on the SEC's and DOJ's recent enforcement efforts involving fraud investigations and related litigation. Moderator: Jason S. Flemmons, Senior Managing Director, Ankura Consulting Group - Washington, DC Panelists: David Peavler, Regional Director, U.S. Securities and Exchange Commission, Fort Worth Regional Office, U.S. Securities and Exchange Commission - Fort Worth, TX Avi Perry, Acting Chief, Fraud Section, Criminal Division, U.S. Department of Justice - Washington, DC Benjamin D. Singer, Partner, O'Melveny & Myers LLP - Washington, DC

2:30 pm 1.00 hr 0.50 hr ethics	**FCPA and Anti-Corruption** The latest in FCPA enforcement and anti-corruption trends and policy developments, compliance best practices, and international updates. Moderator: Charles E. Duross, Partner, Morrison & Foerster LLP - Washington, DC Panelists: Jim Letten, Partner, Butler Snow LLP - New Orleans, LA Jason Rose, Senior Counsel, U.S. Securities and Exchange Commission - Fort Worth, TX Bernard Woolfley, Senior Managing Director, Ankura Consulting Group - Washington, DC
3:30 pm	**15-Minute Break**
3:45 pm 1.00 hr	**D&O Insurance and Government Enforcement Actions: Perspectives and Tips from the Insured, the Insurer, and the Defense Bar** A D&O policy can be a critical asset during a government enforcement event. Hear perspectives and tips from in-house counsel, outside counsel, and an insurance broker about what types of D&O policies are available, the key features of these policies, what types of enforcement events do/don't trigger a policy, and tips about how to foster a cohesive and strategic working relationship between company, counsel, and the insurer during an enforcement event. Moderator: Kip Mendrygal, Partner, Locke Lord LLP - Dallas, TX Panelists: Jennifer Judge, Senior Vice President, Deputy General Counsel, Caliber Home Loans, Inc. - Coppell, TX Michael R. Smith, VP, Client Advisor, Lockton Companies - Dallas, TX Scott C. Thomas, Partner, Winston & Strawn LLP - Dallas, TX
4:45 pm 1.00 hr	**Cooperation Credit: Illusion vs. Reality** What do companies and individuals under government investigation need to know about the pros and cons of cooperating, and what does "cooperation credit" really mean, anyway? This panel explores whether cooperation can be a reliable strategy when dealing with the DOJ or SEC, insights on how to approach and advocate for cooperation credit, and what type of cooperation has (or has not) been credited in some recent government actions. Moderator: Jessica B. Magee, Partner, Holland & Knight - Dallas, TX Panelists: Toby M. Galloway, Partner, Winstead PC - Fort Worth, TX Brian K. Kidd, Partner, Morrison & Foerster LLP - Washington, DC Eric R. Werner, Associate Regional Director, U.S. Securities and Exchange Commission - Fort Worth, TX
5:45 pm	**Adjourn to Networking Reception** Join us for drinks and hors d'oeuvres with program faculty and attendees. **Thank You to Our Reception Sponsor** GRAY REED

Friday Morning, Oct. 1, 2021

Presiding Officer:
Kit Addleman, Partner, Haynes and Boone, LLP - Dallas, TX

8:30 am In Dallas Only	**Conference Room Opens** Includes continental breakfast. **Thank You to Our Breakfast Sponsor**
9:00 am 1.00 hr ethics	**Ethical Issues Facing In-House Counsel** In-house attorneys are on the front-lines of potentially complex ethics issues arising from employee misconduct, executive decision-making, and corporate compliance. Explore some of the gray areas and difficult situations in-house attorneys may confront. Moderator: Jay Dewald, Partner, Norton Rose Fulbright - Dallas, TX Panelists: Paul E. Coggins, Partner, Locke Lord LLP - Dallas, TX Matthew G. Nielsen, Partner, Bracewell LLP - Dallas, TX Kelly Vickers, Associate General Counsel--International and Regulatory, Kimberly Clark Corp. - Dallas, TX
10:00 am 1.00 hr	**The General Counsel and the Independent Auditor** Hear tips for legal departments in interacting with independent auditors during an investigation—when do you disclose information, how do you speak with "one voice" with an auditor, and more. Moderator: Danny S. Ashby, Partner, Morgan, Lewis & Bockius LLP - Dallas, TX Panelists: Chris Davis, Partner, Gray Reed - Dallas, TX Umair Nadeem, Director, Forensic Risk Alliance - Dallas, TX Ira H. Raphaelson, Senior Counsel, White & Case LLP - Washington, DC
11:00 am	**15-Minute Break** **Thank You to Our Friday Coffee and Breaks Sponsor**
11:15 am 1.00 hr 0.50 hr ethics	**Emerging Issues in Data Privacy and Protection** Significant shifts in regulation, technology, and consumer expectations are triggering transformative changes to how organizations manage their privacy and data governance programs. In this session, our

	panelists will discuss new and emerging privacy issues and challenges and share insights on how they are navigating this complex environment. Allan M. Johnson, AVP—Senior Legal Counsel, AT&T - Dallas, TX Jake Meek, Director of Information Governance & Privacy, PwC - Atlanta, GA Tim Newman, Partner, Haynes and Boone, LLP - Dallas, TX
12:15 pm 0.75 hr	**Recent Decisions "Wrap-Up": Updates and Practical Impacts from the Supreme Court and Circuit Courts** Panelists discuss the most significant enforcement-related decisions from the past two years. Moderator: Alan M. Buie, Assistant United States Attorney, United States Attorney's Office, Western District of Texas - Austin, TX Panelists: Douglas A. Allen, Assistant United States Attorney, United States Attorney's Office - Fort Worth, TX Jeffrey J. Ansley, Partner, Bell Nunnally & Martin LLP - Dallas, TX Jennifer S. Freel, Counsel, Vinson & Elkins LLP - Austin, TX
1:00 pm	**Adjourn**