

2015

NON-COMPETE CAMP

Drafting, Litigating and Trying Non-Competes



September 3, 2015
Cityplace Conference Center
Dallas, Texas

Earn up to 8.00 Hours of Credit Including 4.75 Hours of Ethics Credit

TX Legal Specialization Credit Approved for Civil Appellate Law,
Civil Trial Law, and Labor and Employment Law

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THURSDAY MORNING, SEPT. 3, 2015

Presiding Officer:
Michael P. Maslanka, UNT Dallas College of Law, Dallas, TX

Optional Roundtable Concurrent Sessions

Group discussion with conference faculty and attendees. Please select on registration form.

7:15 a.m. Registration Opens

Includes continental breakfast.

REPRESENTING THE INDIVIDUAL

7:50 a.m. .50 hr ethics

Representing the Individual

Representing individuals triggers numerous ethical issues, such as what documents can the departing employee take, what should the lawyer do if the employee does take documents, how engagement letters differ in non-compete cases, and much more.

Christine Neill, Neill & Byrne, PLLC, Dallas, TX
Amanda L. Reichek, The Reichek Firm, PLLC, Dallas, TX

8:20 a.m. Adjourn

REPRESENTING THE COMPANY

7:50 a.m. .50 hr ethics

Representing the Company

Representing employers triggers other issues, such as deciding whether to seek injunctive relief, the constraints on contacting a new employer, and the issues in representing multiple entities.

William E. Hammel, Constangy, Brooks, Smith & Prophete, LLP, Dallas, TX
Robert K. Radcliff, Weinstein Radcliff LLP, Dallas, TX

8:20 a.m. Adjourn

8:25 a.m. Welcoming Remarks

8:30 a.m. 1.00 hr ethics

The Keys to Drafting an Effective Non-Compete

What starts well ends well. Learn how to write an effective non-compete. Ditch the traditional and embrace the cutting edge.

Moderator:
Stephen E. Fox, Polsinelli PC, Dallas, TX

Panelists:
Gary L. Ingram, Jackson Walker L.L.P., Fort Worth, TX
Monica W. Latin, Carrington, Coleman, Sloman & Blumenthal, L.L.P., Dallas, TX
M. Scott McDonald, Littler Mendelson P.C., Dallas, TX

9:30 a.m. .75 hr | .50 hr ethics

Forum Selection...Choice of Law...and a Tale of Stipulations

Sun Tzu was right—where and how a battle is fought often dictates who wins. Get the latest.

Moderator:
Victor D. Vital, Greenberg Traurig, LLP, Dallas, TX

Panelists:
Jessica Brown Wilson, FisherBroyles, LLP, Dallas, TX
Elisaveta (Leiza) Dolgih, Godwin Lewis PC, Dallas, TX
Robert L. Rickman, Kane Russell Coleman & Logan PC, Dallas, TX

10:15 a.m. Bullpen Break

Opportunity to talk one-on-one with morning speakers about your specific questions or issues in the "bullpen."

10:30 a.m. .50 hr

Getting a TRO, Dissolving a TRO: Five Traps for the Unwary

What should the pleadings look like? What should the arguments be? Learn how to avoid the traps.

Arthur V. Lambert, Constangy, Brooks, Smith & Prophete, LLP, Dallas, TX

11:00 a.m. .75 hr

Fighting the Temporary Injunction Fight

What do you need to prove? What is irreparable harm? Know now or suffer later on how to effectively depose.

Moderator:
Keith A. Clouse, Clouse Dunn LLP, Dallas, TX

Panelists:
Jason Boulette, Boulette Golden & Marin L.L.P., Austin, TX
Hon. Gena N. Slaughter, 191st District Court, Dallas, TX
Jason M. Willett, Wray, Willett & Stoffer, PLLC, Waxahachie, TX

11:45 a.m. .25 hr

Rule 202 Depositions: An Undiscovered Country?

What role does a Rule 202 pre suit deposition play? Discover how to get one, how to defeat one.

Stella Dulanya, Sun Holdings, Inc., Dallas, TX

12:00 p.m. Pick Up Lunch

Included in registration.

THURSDAY AFTERNOON

Presiding Officer:
Stephen E. Fox, Polsinelli PC, Dallas, TX

LUNCHEON PRESENTATION

12:20 p.m. .75 hr ethics

Decision Dynamics in Non-Compete Cases

What archetypes are unique to non-compete cases? Good person vs. bad person themes. It's not just about the law. Expert jury consultants discuss.

Moderator:
Marc D. Katz, Andrews Kurth LLP, Dallas, TX

Panelists:
Jason S. Bloom, Bloom Strategic Consulting, Inc., Dallas, TX
Kacy Miller, CourtroomLogic Consulting, Dallas, TX
Robert K. Radcliff, Weinstein Radcliff LLP, Dallas, TX
Scott C. Thomas, Fish & Richardson P.C., Dallas, TX

1:05 p.m. Break

1:20 p.m. .25 hr

Five Cases in Fifteen Minutes

Cases you must know, now. Bottom lines up front. Meyling Ly, Littler Mendelson P.C., Dallas, TX

1:35 p.m. 1.00 hr ethics

It's a CSI World: Learn It, Live It

Did the departing employee swipe information? Proving and challenging the allegation. Forensic private eyes dish the dirt.

Moderator: Paulo B. McKeeby, Morgan, Lewis & Bockius LLP, Dallas, TX

Panelists: David A. Greetham, Ricoh USA, Inc., Houston, TX; Daniel D. McGuire, Polsinelli PC, Dallas, TX; Trent Walton, U.S. Legal Support, Inc., Denver, CO

2:35 p.m. Bullpen Break

Opportunity to talk one-on-one with afternoon speakers about your specific questions or issues in the "bullpen."

2:50 p.m. .50 hr

The CFAA: Is It in Your Game Plan?

It's the Computer Fraud and Abuse Act. Useful claim or legal oddity. Shawn Tuma, Scheef & Stone, L.L.P., Frisco, TX

3:20 p.m. .75 hr

Got TUSA literacy?

An in-depth look at the new Texas Uniform Trade Secrets Act.

Moderator: Bhaveeni Parmar, Tabletop Media LLC dba Ziosk, Dallas, TX

Panelists: Gary D. Eisenstat, Figari & Davenport, L.L.P., Dallas, TX; Patrick D. Keating, Haynes and Boone, LLP, Dallas, TX; Michael A. McCabe, Munck Wilson Mandala, LLP, Dallas, TX

4:05 p.m. 1.00 hr ethics

Getting It Resolved

Mediators and lawyers talk resolution.

Moderator: Courtenay L. Bass, Gilbert Mediation Group, Dallas, TX

Panelists: William E. Hammel, Constangy, Brooks, Smith & Prophete, LLP, Dallas, TX; Will Pryor, Will Pryor Mediation & Arbitration, Dallas, TX; Amanda L. Reichek, The Reichek Firm, PLLC, Dallas, TX

5:05 p.m. Adjourn

REGISTRATION FORM

Online: www.utcle.org/conferences/NC15
Fax: 512.475.6876

Mail: The University of Texas School of Law
Attn. CLE
PO Box 7759
Austin, Texas 78713-7759

PLEASE PRINT CLEARLY

NC15

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Invoices, confirmations and receipts are emailed to these addresses.

REGISTRATION—Includes Course Materials and Luncheon Presentation

Special group registration rates available. Call 512.475.6700.

1. Select Registration Type

- Individual registration by Wednesday, August 26. \$350
Individual registration after Wednesday, August 26. \$400

2. Select Course Materials Format

- Electronic Course Binder Download (PDF) ONLY
Printed Course Binder ONLY (available through August 26)

3. Optional Thursday Morning Concurrent Sessions—Select One

- Representing the Individual
Representing the Company
I am not attending

IN-HOUSE—For Texas MCLE Credit

ConferenceComplete package includes Audio CD Set plus a Printed Binder and MCLE Reporting Form for each participant. Available for delivery 3-5 weeks after conference date. Shipping included.

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DALLAS

September 3, 2015

CONFERENCE LOCATION



Cityplace Conference Center
2711 North Haskell Avenue
Dallas, Texas
214.515.5100

Self-Parking: Complimentary

KEY DATES

August 26, 2015

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

August 28, 2015

last day for cancellation (full refund)

August 31, 2015

last day for cancellation (partial refund)
\$50 processing fee applied

September 3, 2015, 7:50 a.m.

Optional Sessions begin

September 3, 2015, 8:25 a.m.

Conference begins

CONFERENCE FACULTY

STEPHEN E. FOX—CO-CHAIR
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