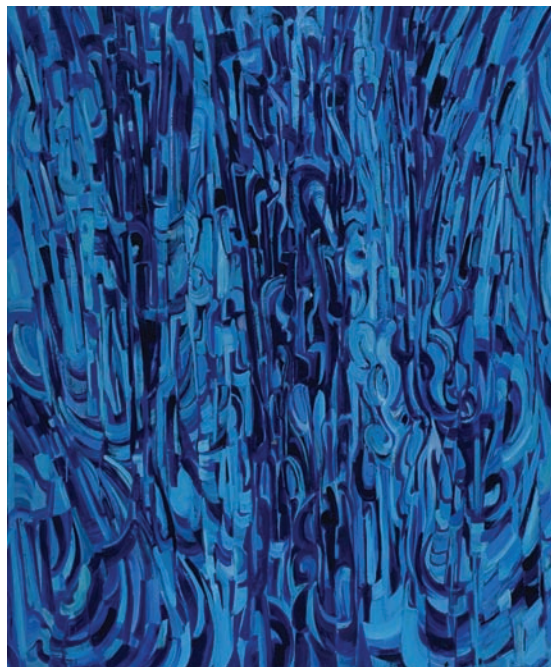


21st Annual

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May 21*, 22 - 23, 2008

Four Seasons Hotel • Austin, Texas



*Special Wednesday Evening Optional Session: The Market for Online Gambling and Fantasy Sports—Business and Legal Issues

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May 21*, 22 – 23, 2008 • Four Seasons Hotel • Austin, Texas

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WEDNESDAY EVENING – MAY 21, 2008

5:00 p.m. Registration Opens

*Optional session—included in registration.

6:00 p.m. 2.00 hrs

The Market for Online Gambling and Fantasy Sports—Business and Legal Issues

An engaging discussion of the scope and reach of two major online activities: internet gambling and fantasy sports. Both discussions will cover the nature and growth of the respective sectors, with the online gambling presentations dealing with key jurisdiction and enforcement issues, and the fantasy sports presentation focusing on licensing and related IP issues.

Moderator: Edward A. Cavazos, Austin, TX
Bart W. Huffman, San Antonio, TX
Judy Patterson, Washington, DC
Michael B. Sapherstein, New York, NY

8:00 p.m. Adjourn

THURSDAY MORNING – MAY 22, 2008

Presiding Officer:
Edward A. Cavazos, Austin, TX

8:00 a.m. Registration Opens

Includes continental breakfast.

8:50 a.m. Welcoming Remarks

9:00 a.m. 1.00 hr including .25 hr ethics

Technology Contracts and Agreements: A Practice Guide to Effective Negotiation, Drafting and Strategy

What practitioners need to know about structuring and negotiating complex license agreements, distribution deals, joint development arrangements and similar strategic technology contracts. Includes an update on current trends in light of *Medimmune* and other recent developments, including ethical issues.

Edward A. Cavazos, Austin, TX
Keith E. Witek, Austin, TX

10:00 a.m. .75 hr

Boiler Plate—Are Your Warranties, Indemnity Provisions, and Limitation of Liability Clauses Really Working?

Traps for the unwary in those clauses you never read—warranties, limitations of liability, indemnities, assignment, merger clauses, choice of law, and other provisions that are in the contract because they actually matter.

Christopher T. Brown, Austin, TX
Jordan J. Herman, Austin, TX

Commentators:
Edward A. Cavazos, Austin, TX
Keith E. Witek, Austin, TX

10:45 a.m. Break

11:00 a.m. .75 hr ethics

Fee Agreements, Engagement Letters and Conflict Waivers: State of the Art

This session discusses common issues and their resolution options for fee agreements, engagement letters, and conflict waivers. This session includes model agreements, sample forms and discussion of critical language, from both a client and a law firm perspective.

Adrienne Randle Bond, Houston, TX
Charles Szalkowski, Houston, TX

11:45 a.m. .50 hr

Open Source: M&A and the Secrets of Commando Due Diligence

These days, everyone knows that open source due diligence is a part of the M&A practice. But how, when faced with a long laundry list of open source components, no money to hire a consultant to scan the code for open source bogeys, and a looming simultaneous sign and close, do you make practical assessments about open source disclosures and sort through open source representations and warranties? This session outlines some of the tricks of the trade, to help you survive your next M&A deal.

Heather J. Meeker, East Palo Alto, CA

THURSDAY AFTERNOON

Presiding Officer:
Barry S. Newberger, Ph.D., Austin, TX

LUNCHEON PRESENTATION

12:15 p.m. Pick up Box Lunch
Included in conference registration fee.

12:30 p.m. .75 hr

The Changing Landscape of Internet Advertising

This session explores evolving internet advertising business models and associated legal issues. Includes a discussion of ad networks, exchanges and similar innovations.

Hillary B. Smith, New York, NY

1:15 p.m. Break

1:30 p.m. .75 hr

Trademark and Domain Names: Legal Developments and Practical Compliance Tips

This session covers latest case law and regulatory developments dealing with trademarks and domain names, with special emphasis on search engine marketing, click throughs, and international developments. The session will also address some traps for the unwary and provide practice tips about registration practice before the PTO, including dispute resolution before the TTAB.

Connie Powell, Waco, TX

2:15 p.m. .75 hr

A How-To Guide for Dealing with Data Security Breaches

There are now over 40 state laws that apply to data security breaches; investigations are more complex, the risks are greater, and the outcomes are changing the way organizations manage information. Many data breaches have a global effect—a breach in the United States can affect the data of Europeans. This session examines real-world data breaches and explores: key state laws; forensic investigations options; complying with regulatory requirements; and managing constituencies and risks.

Lisa J. Sotto, New York, NY

3:00 p.m. .50 hr

Copyright Developments: What's Happening Outside the World of User-Generated Content

This session will cover recent developments, cases and controversies in the area of general copyright law, not including the area of user generated content, which will be covered in the following session.

David G. Swenson, Waco, TX

3:30 p.m. Break

3:45 p.m. .75 hr

User-Generated Content: The Collision of Business Models and Copyright

The continued investment in and growth of virtual worlds, massively multi-player online role-playing games, social networking websites and user-generated content has highlighted the need for lawyers to be familiar with the legal and business issues that are generated through commerce and interactions within these environments. A growing number of lawsuits have been filed against major entities such as Google/YouTube, World of Warcraft and Second Life, implicating copyright, trademark, property and other laws. In the copyright arena, these lawsuits raise questions about the scope of website terms of service agreements, the "safe harbor" provisions of the Digital Millennium Copyright Act and the principles of primary and secondary copyright liability. This presentation will trace the development of these virtual environments, noting significant legal milestones and analyzing recent copyright-related litigation arising therein.

Gabriel E. Meister, New York, NY
Mary W S Wong, Concord, NH

4:30 p.m. .75 hr

Online Agreements

Courts are increasingly upholding the enforceability of online agreements but are rendering some interesting decisions regarding the specific terms contained in those agreements. This session reviews important recent case law and walks through the typical set of disclosures and terms of use found on a sophisticated web site—highlighting what provisions work and which do not under recent case law—with particular attention to required disclosures, jurisdiction, and subsequent changes to initial terms.

William D. Wiese, Austin, TX

5:15 p.m. .50 hr

Tracks and Traces: A Guide to Digital Footprints and the Tools Available to Uncover and Use Them

This presentation will discuss the basic digital clues that are typically left behind in connection with Internet activity, and the legal tools available (such as search warrants and civil and criminal subpoenas) to identify Internet users and to obtain their content. The discussion will touch on the Electronic Communications Privacy Act (including jurisdictional issues and the connection between that Act and civil Rule 45 subpoenas) as well as the Foreign Intelligence Surveillance Act.

Bart W. Huffman, San Antonio, TX

5:45 p.m. Adjourn to Sponsored Reception

FRIDAY MORNING – MAY 23, 2008

Presiding Officer:
Michael P. Adams, Austin, TX

8:00 a.m. **Conference Room Opens**
Includes continental breakfast.

8:30 a.m. .50 hr

DMCA Practice Guide

A review of the Digital Millenium Copyright Act's procedures for giving and receiving notice of copyright violations, with a practical focus on how to comply with the Act's elaborate notice, response and take-down obligations.

Peter D. Kennedy, Austin, TX

9:00 a.m. .75 hr

Import and Export Compliance Traps: A Guide for Technology Lawyers

This presentation will identify the top 10 pitfalls for technology lawyers under the ever-expanding U.S. trade control laws, including customs law, export controls, sanctions and embargoes, and the Foreign Corrupt Practices Act.

J. Scott Maberry, Washington, DC
Commentator:
Zak Karamally, Dallas, TX

9:45 a.m. Break

10:00 a.m. .50 hr

Emerging Antitrust Issues in the Technology Sector

This session focuses on emerging antitrust issues that can arise in technology transactions, with special emphasis on vertical price fixing involving the distribution and channel relationship.

John (Jay) A. Jurata, Washington, DC

10:30 a.m. .75 hr

Best Practices in Hiring the Technology Employee: A Walk Through of Key Issues, Key Agreements and Key Clauses

This presentation will explore employment and intellectual property legal issues related to the hiring retention and termination of technology employees. Topics covered include pre-employment and post-employment issues related to protection of intellectual property, enforcement of non-competes, protection of confidential information, non-disclose agreements, termination policies and agreements.

Andrew S. Ehmke, Dallas TX
Jonathan Lass, Austin, TX

11:15 a.m. .50 hr

The Growing Technology Company: Preparing for Investment, M&A or IPO

What sort of agreements, procedures and best practices should be in place at the growing technology company preparing to move to the next level? A practical guide to developing sound technology company-specific best practices on issues such as regulatory compliance, IP risk management and similar issues which may arise during due diligence.

Kin Gill, Austin, TX

FRIDAY AFTERNOON

Presiding Officer:
Michael P. Adams, Austin, TX

LUNCHEON PRESENTATION

11:45 a.m. **Pick up Box Lunch**
Included in conference registration fee.

12:00 p.m. 1.00 hr ethics

The Ethics of Pretexting and Pretending in Corporate Investigations

This presentation will examine the ethical rules and legal standards governing lawyers who participate directly or indirectly in conduct constituting dissemblance or pretexting. The HP scandal made pretexting a household word, but corporate executives and lawyers have participated to a varying degree in different forms of pretexting and dissemblance that have led to ethics opinions and court decisions. These authorities along with more general ethics rules will be examined in detail in this presentation.

John S. Dzienkowski, Austin, TX
Possible Additional Speakers TBA

1:00 p.m. Break

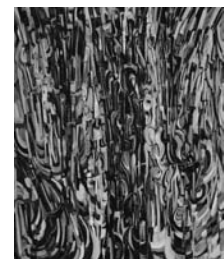
1:15 p.m. .50 hr

Best Practices in Structuring Outsourcing Agreements

What are the most effective contractual means to maximize the benefits of outsourcing? This session examines best practices in structuring outsourcing agreements and provides practical advice on key contract provisions.

Jeffrey B. Andrews, Houston, TX

1:45 p.m. Adjourn



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- Registration Fee after Wed. May 14, 2008 \$575.00

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KEY DATES

Registration & Cancellation

May 14, 2008–5 p.m.
last day for early registration
add \$50 for registrations
received after this time

May 16, 2008–5 p.m.
last day for full refund

May 19, 2008–5 p.m.
last day for partial refunds
\$50 processing fee applied

May 21, 2008–6 p.m.
Wednesday evening session begins

May 22, 2007–9 a.m.
conference begins

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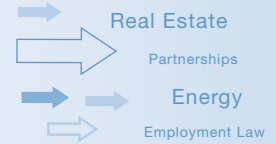
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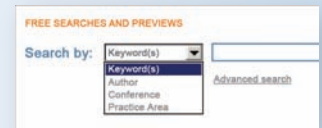
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