

**2003 Page Keeton Civil Litigation Conference**  
**October 30-31, 2003 • Four Seasons Hotel • Austin, TX**

**Thursday Morning, Oct. 30, 2003**

9:00 am 1.00 hr	<b>Optional Friday Luncheon</b>
9:00 am 1.00 hr	<b>Optional Thursday Legal Research Tutorial</b>
9:30 am 0.67 hr	<b>Supreme Court Update</b>  A review of Texas Supreme Court opinions handed down during the past year, with emphasis on cases involving product liability and personal injury.  Nathan L. Hecht, Supreme Court Of Texas - Austin, TX
10:10 am 0.50 hr	<b>General Negligence Update</b>  A review of recent decisions and developments in the area of general negligence.  Thomas Hal Cook Jr., Zelle Hofmann Voelbel Mason & Gette LLP - Dallas, TX
11:00 am 0.67 hr	<b>Products Liability Update</b>  A review of Texas case law on products liability during the last year.  William C. Powers Jr, University of Texas at Austin - Campus Mail, G3400
11:40 am 0.50 hr	<b>Evidence Update</b>  An update of recent developments under the Texas and Federal Rules of Evidence.  Steven Goode, University Of Texas Law School - Campus Mail, D1800

**Thursday Afternoon, Oct. 30, 2003**

1:30 pm 0.75 hr	<b>Class Actions</b>  There has been a sea change in Texas class action practice in the aftermath of the 2003 Congressional and Legislative enactments.  Fred Misko Jr., Attorney at Law - Dallas, TX
--------------------	---

2:15 pm 0.75 hr	<p><b>Procedure Update</b></p> <p>A review of the many HB4 provisions that affect procedure, including forum non conveniens, venue and multidistrict litigation ("MDL") procedures. Also, an update on recent procedure caselaw.</p> <p>Alexandra W. Albright, Univerisity Of Texas Law School - Austin, TX James Holmes, The Schmidt Firm - Dallas, TX</p>
3:15 pm 0.50 hr	<p><b>Settlement Offers</b></p> <p>The new "Offer of Settlement" practice will affect settlement strategies and potentially the judgment entered in a case. HB4 provides for shifting of costs, attorney and expert fees when an offer to settle is rejected and the ultimate judgment is "significantly less favorable" to the offeree. Implementing rules of civil procedure will be discussed with a focus upon the terms that must be included for a qualifying offer, time periods and requirements for making, accepting, withdrawing, and rejecting offers as well as the litigation expenses that may be shifted under the parameters set by HB4.</p> <p>Tracy Kee Christopher, 295th District Court - Houston, TX</p>
3:45 pm 0.50 hr	<p><b>Mediation and Ethics: Role of the Mediator after HB4</b></p> <p>How will the new "offer of settlement" rule change the dynamics of the settlements process, in general, and mediation in particular?</p> <p>Will Pryor, Two Lincoln Centre - Dallas, TX</p>
4:15 pm 1.00 hr	<p><b>Hot Tips Panel</b></p> <p>Prominent trial attorneys from both sides of the docket offer practice tips and discuss developing areas of litigation.</p> <p>Leslie Anne Benitez, Clark Thomas &amp; Winters PC - Austin, TX Thomas M. Bullion III, Brown McCarroll LLP - Austin, TX Andrew S. Hanen, United States Couthouse - Brownsville, TX Alice London, Bishop London Brophy &amp; Dodds, P.C. - West Lake Hills, TX Jaime Arturo Saenz, Rodriguez, Colvin, Chaney &amp; Saenz, LLP - Brownsville, TX Dale D. Williams, Williams,Squires,Wren,Brown &amp; Gilliland - Waco, TX</p>

## Thursday Evening, Oct. 30, 2003

7:00 pm 2.00 hrs	<p><b>Legal Research in Products Liability and Personal Injury Law</b></p> <p>Lawyers typically learn legal research techniques in academic courses taught during the first year of law school. These classes address real-world problems, are not subject-specific, and don't focus on strategies for finding and using resources efficiently. The Internet has made available a wealth of legal information - attorneys don't realize that the most cost-efficient answers to their legal research questions are often readily available online. Learn from two lawyer-librarians and a lawyer representative from LexisNexis how best to answer legal research questions cost-effectively and efficiently. The session will focus on resources specific to products liability and personal injury law, but will include discussion of online searching in general - search-engine selection strategies, search engine mechanics, and general reference resources.</p> <p>Jeanne Frazier Price, University Of Texas School Of Law - Austin, TX</p>
---------------------	--

## Friday Morning, Oct. 31, 2003

8:30 am 0.50 hr	<b>Products Liability and Property Damage</b>  The "other product liability." Personal injury's forgotten younger sibling.  William John Chriss, Law Offices Of William J. Chriss, P.C. - Corpus Christi, TX
9:00 am 0.50 hr	<b>Punitive Damages after State Farm</b>  The key principles announced by the Supreme Court and their reception in the lower state and federal courts.  Andrew L. Frey, Mayer, Brown, Rowe & Maw - New York, NY
9:30 am 0.50 hr	<b>Punitive Damages: Practical Tips</b>  How to litigate key punitive damages issues effectively.  Andrew L. Frey, Mayer, Brown, Rowe & Maw - New York, NY Michael W. Perrin, Bailey Perrin Bailey - Houston, TX
10:15 am 0.75 hr	<b>Cap Busting and Maximizing Economic Damages</b>  A discussion of the current state of damage caps, special limitation exceptions and potential strategies for cap busting and maximizing economic damages in light of recent legislative changes.  Michael Sean Quinn, Quinn Hayes & Quinn - Austin, TX Brent Marcus Rosenthal, Dallas, TX
11:00 am 0.75 hr	<b>The Plaintiff's and Defense Perspectives on Proportionate Responsibility and Products Liability</b>  A discussion of the complex area of proportionate responsibility in the products liability area in light of new HB4 legislation. The statute of repose, pharmaceutical and other product standards, the rebuttable presumption and more will be covered in the papers and, as time permits, the presentation.  Hon. G Alan Waldrop, 3rd Court of Appeals - Austin, TX Mikal Watts, Watts Law Firm - Corpus Christi, TX

## Friday Afternoon, Oct. 31, 2003

1:15 pm 0.50 hr	<b>Pharmaceutical Products and Medical Devices after HB4</b>  HB4 leads the nation in tort reform regarding pharmaceuticals and medical devices. HB4 will be compared to recent tort reform measures at both the state and federal level.  David R. Iler, Fulbright & Jaworski - Houston, TX
--------------------	--

1:45 pm  
0.75 hr

### **Medical Malpractice Update**

What the revolutionary changes wrought by House Bill 4 mean for lawyers representing plaintiffs and defendants in medical malpractice cases.

William Tommy Jacks, Jacks Law Firm - Austin, TX

2:30 pm  
0.75 hr

### **What Works in the Courtroom**

A panel of trial judges shares how to achieve success in their courtrooms.

Levi James Benton, Civil Courthouse - Houston, TX

Merrill L. Hartman, 192nd Civil District Court - Dallas, TX

Patrick O. Keel, Austin, TX

Barbara Radnofsky, Radnofsky US Senate - Houston, TX

Hon. Phylis J. Speedlin, 4th Court of Appeals - San Antonio, TX