

40th Annual Page Keeton Civil Litigation Conference
October 27-28, 2016 • Four Seasons Hotel • Austin, TX

Thursday Morning, Oct. 27, 2016

Presiding Officer:

Erica W. Harris, Susman Godfrey LLP - Houston, TX

7:30 am	Registration Opens Includes continental breakfast.
8:20 am	Welcoming Remarks
8:30 am 0.50 hr	Texas Civil Procedure Update Review recent judicial decisions and rules affecting Texas civil practice, including a written comprehensive review of recent case law to use as a handy reference tool for practitioners. Elaine Grafton Carlson, Houston College of Law - Houston, TX Materials By: Courtney Taylor Carlson, Jackson Walker LLP - Houston, TX
9:00 am 0.50 hr	Texas Supreme Court Update Hear a Texas Supreme Court Justice and an appellate litigator provide different points of view on significant decisions from the past term. Hon. Jeffrey S. Boyd, The Supreme Court of Texas - Austin, TX Lisa Bowlin Hobbs, Kuhn Hobbs PLLC - Austin, TX
9:30 am 0.50 hr	What Every Civil Litigator Needs to Know About Bankruptcy Learn what every civil litigator should know about bankruptcy and get tips for handling common issues that arise in bankruptcy and civil litigation. Melanie Gray, Winston & Strawn LLP - Houston, TX
10:00 am	Break
10:15 am 0.50 hr	Extraordinary Remedies All plaintiffs want their relief—and they want it right now. Learn when courts can tie up assets and control conduct prior to a judgment. This session has moved to Friday, October 28 at 1:50 p.m. Karen C. Burgess, Richardson + Burgess LLP - Austin, TX

10:45 am 0.50 hr	<p>Using Demonstratives to Make Your Case</p> <p>Demonstrative evidence is evidence you can create! Don't miss the opportunity to make the most of it.</p> <p><i>This session has moved to Friday, October 28 at 10:15 a.m.</i></p> <p>Britta Stanton, Lynn Pinker Cox & Hurst, LLP - Dallas, TX</p>
11:15 am 0.50 hr	<p>Texas Uniform Trade Secrets Act and the New Federal Defend Trade Secrets Act of 2016: What's all the Hubbub About?</p> <p>These state and federal statutes have displaced the old common law enforcement of trade secrets in Texas. What is the difference? In what ways do practitioners need to adapt to the new statutes?</p> <p>Michael K. Oldham, Reynolds Frizzell LLP - Houston, TX</p>
11:45 am	<p>Pick Up Lunch</p> <p>Included in registration.</p>

Thursday Afternoon, Oct. 27, 2016

Presiding Officer:

Michael K. Oldham, Reynolds Frizzell LLP - Houston, TX

Luncheon Presentation

12:05 pm 1.00 hr 0.50 hr ethics	<p>Panel Discussion: Texas Greats on Business Litigation</p> <p>Modern complex business litigation presents risks to both sides. With success requiring creativity and advocacy skills, these premier litigators discuss challenges and opportunities in the arenas of damages, contorts, and alternative dispute resolution in 21st Century litigation.</p> <p>Moderators: Sofia Adrogué, Gray Reed & McGraw, P.C. - Houston, TX Hon. Caroline Elizabeth Baker, 295th Civil District Court - Houston, TX</p> <p>Panelists: Lamont A. Jefferson, Jefferson Cano - San Antonio, TX Owen McGovern, Beck Redden LLP - Houston, TX Alice Oliver-Parrott, Alice Oliver-Parrott, P.C. - Houston, TX</p>
1:05 pm	<p>Break</p>
1:20 pm 0.75 hr	<p>Current Issues in Oil and Gas Law</p> <p>Explore recent case developments in different areas of oil and gas law in Texas, identify trends, and make predictions for where most litigation will be focused in coming years.</p> <p><i>This session has moved to Thursday, October 27 at 3:15 p.m.</i></p> <p>John F. Sullivan III, K&L Gates LLP - Houston, TX Max Edwin Wright, Kelly Hart & Hillman LLP - Midland, TX</p>

2:05 pm 0.50 hr	<p>Recent Developments Regarding the Discovery Rule and Fraudulent Concealment Doctrine</p> <p>In recent years, the Texas Supreme Court has offered significant guidance on how lower courts should apply the discovery rule and the fraudulent concealment doctrine. Review the cases and learn how they could impact plaintiffs' and defendants' approaches to these tolling doctrines going forward.</p> <p>Robert D. Woods, Yetter Coleman - Houston, TX</p>
2:35 pm 0.50 hr	<p>Anti SLAAP: What is Left of Reputational Torts So Long As This Statute is on the Books?</p> <p>Motions to dismiss reputational torts and other suits under the Texas anti-SLAPP law (Chapter 27 of the TCPRC) are creating a fast-growing motions practice that often catches practitioners flat-footed. How do we deal with this law and maintain access to courts for reputational torts?</p> <p>Mark C. Walker, Dykema Cox Smith - El Paso, TX</p>
3:05 pm	Break
3:15 pm 0.75 hr ethics	<p>Ethics Jeopardy</p> <p>Have fun while you earn ethics credit with a friendly game of Ethics Jeopardy! Participants will refresh their ethics knowledge with a series of multiple-choice questions and explanations.</p> <p><i>This session has moved to Thursday, October 27 at 1:20 p.m.</i></p> <p>Adam T. Schramek, Norton Rose Fulbright - Austin, TX</p>
4:00 pm 0.50 hr ethics	<p>Ethical Challenges in Prepping and Presenting Witnesses</p> <p>Review ethical rules for preparing and presenting witnesses, and learn how to square those rules with good advocacy.</p> <p>Stephen E. McConnico, Scott Douglass & McConnico LLP - Austin, TX</p>
4:30 pm	Adjourn

Friday Morning, Oct. 28, 2016

Presiding Officer:

Amy Snell, Shipley Snell Montgomery LLP - Houston, TX

7:30 am	<p>Conference Room Opens</p> <p>Includes continental breakfast.</p>
8:15 am 0.75 hr ethics	<p>Cybersecurity for Law Firms</p> <p>Hear what lawyers and law firms need to know about data security to avoid losing clients and getting sued.</p> <p>Michael C. Smith, Siebman, Burg, Phillips & Smith, LLP - Marshall, TX Robert L. King, Silicon Labs - Austin, TX</p>

9:00 am 0.50 hr	<p>Recent Developments in Exposure Actions and the Uncertain Future of Stigma Damages</p> <p>Explore recent developments in Texas law that may have a significant impact on the recovery of damages in actions based on exposure of land to toxic substances. The discussion includes 2014 Texas Supreme Court decisions impacting damages calculations and a recent opinion from the San Antonio Court of Appeals that threatens to dramatically reshape the way nuisance damages are litigated.</p> <p>William R. Keffer, Texas Tech University School of Law - Lubbock, TX Materials By: Christopher O. Dachniwsky, Thompson & Knight, LLP - Dallas, TX</p>
9:30 am 0.50 hr	<p>Hearsay in a Wireless World</p> <p>Review important hearsay issues, with an emphasis on hearsay appearing in social media, texts, and other new media.</p> <p>Steven Goode, The University of Texas School of Law - Austin, TX</p>
10:00 am	Break
10:15 am 0.50 hr	<p>Recent Developments and Hot Topics in Patent Litigation</p> <p>What does intellectual property have to do with my practice? Learn how the recent patent, copyright and trademark rulings by the U.S. Supreme Court and Circuit Courts are pervading every area of practice, including yours. A take home primer geared towards everyone's practice.</p> <p><i>This session has moved to Thursday, October 27 at 10:45 a.m.</i></p> <p>Jennifer Doan, Haltom & Doan - Texarkana, TX</p>
10:45 am 0.75 hr	<p>Tips for an Effective Voir Dire</p> <p>Learn what the cases allow and what techniques are most effective in voir dire.</p> <p>Quentin Brogdon, Crain Lewis Brogdon, LLP - Dallas, TX Hon. Bonnie Lee Goldstein, 44th District Court - Dallas, TX</p>
11:30 am	<p>Pick Up Lunch</p> <p>Included in registration.</p>

Friday Afternoon, Oct. 28, 2016

Presiding Officer:

Karen C. Burgess, Richardson + Burgess LLP - Austin, TX

Luncheon Presentation

11:50 am 0.75 hr ethics	<p>Lawyer Disqualification: Recent Developments & Practical Tips</p> <p>Motions to disqualify counsel continue to proliferate. Consequences can be severe for lawyers and clients. The client can lose counsel of choice, and the lawyer can lose the client and potentially face liability claims and disciplinary problems. Review recent disqualification decisions and discuss practical tips for litigating disqualification motions.</p> <p>Charles Herring Jr., Herring & Panzer, L.L.P. - Austin, TX Gaines F. West II, West Webb Allbritton & Gentry P C - College Station, TX</p>
12:35 pm	Break
12:50 pm 0.50 hr	<p>What's New in Insurance?</p> <p>Get the latest insurance law developments for the general litigator—<i>Stowers</i> claims, deals and turnovers; pleading into coverage and more.</p> <p>William J. Chriss, Law Office of William J. Chriss, P.C. - Corpus Christi, TX</p>
1:20 pm 0.50 hr 0.25 hr ethics	<p>New Opportunities in Employment Law for Civil Litigators</p> <p>Explore the effects of the sharing economy on the traditional employment model as companies use technology to connect providers and end-users in novel ways, and employees increasingly view themselves as individual entrepreneurs with their own business aspirations. Understand more about the scope and limitations of the employee-vs.-contractor classification system, the use of arbitration agreements as a response to judicial second-guessing, the scope of an employee's fiduciary duty, the ownership of employee inventions, and some of the potential consequences associated with replacing the traditional employment model with individually-defined, market-driven, peer-to-peer business relationships.</p> <p>Jason Boulette, Boulette Golden & Marin L.L.P. - Austin, TX</p>
1:50 pm 0.50 hr	<p>Current Issues Facing Juries in State and Federal Courts</p> <p>Courts are confronting new challenges presented by social media and the Internet, while at the same time dealing with a declining percentage of cases tried to a jury verdict. What are the practicalities facing lawyers and courts when jurors live online, lawyers have new access into their lives, and jurors have new expectations of access to the facts? Ideas from the perspective of practitioners in both state and federal and civil and criminal courts.</p> <p><i>This session has moved to Thursday, October 27 at 10:15 a.m.</i></p> <p>Derek S. Hollingsworth, Rusty Hardin & Associates LLP - Houston, TX Jim M. Perdue Jr., Perdue & Kidd - Houston, TX</p>
2:20 pm 0.50 hr	<p>Changes in FRCP and Discovery Update</p> <p>A review of the 2015 amendments to the Federal Rules of Civil Procedure and a discussion of recent cases.</p> <p>Amy Snell, Shipley Snell Montgomery LLP - Houston, TX</p>
2:50 pm	Adjourn