

2021 BERNARD O. DOW
LEASING INSTITUTE



November 12, 2021

 Live Webcast

Earn up to 7.50 Hours of Credit Including .75 Hour of Ethics Credit (Hours Vary by State)

MCLE Credit Approved in TX, CA, OK, and PA

TX Legal Specialization Credit Approved for Consumer and Commercial Law and Real Estate Law

2021 BERNARD O. DOW LEASING INSTITUTE

November 12, 2021 ■ Live Webcast

Earn up to 7.50 Hours of Credit Including .75 Hour of Ethics Credit (Hours Vary by State)

MCLE Credit Approved in TX, CA, OK, and PA

TX Legal Specialization Credit Approved for Consumer and Commercial Law and Real Estate Law

Times listed are in Central Time

FRIDAY MORNING, NOV. 12, 2021

Presiding Officer:

Frank Z. Ruttenberg, Haynes and
Boone, LLP, San Antonio, TX

7:30 a.m. Registration Opens

Includes continental breakfast.

8:20 a.m. Welcoming Remarks

8:30 a.m. 1.00 hr

The Retailization of Healthcare

Changes in the healthcare industry have dramatically altered the delivery of healthcare services and the real estate in which those services are provided. This session will examine the effects of the "retailization" of healthcare (or "medtail" as it is becoming known) on leases, as more medical uses continue their migration to more traditional retail settings.

T. Andrew Dow, Winstead PC, Dallas, TX

9:30 a.m. 5-Minute Break

9:35 a.m. .75 hr

Office Sector and COVID's Impact: New Normal or Just New?

The presentation will cover new insights for workplace space planning, re-entry, hybrid and remote work, as well as the latest design resilience strategies to create healthy, sustainable and energy-efficient buildings.

Nena Martin, Gensler, Austin, TX
Rives Taylor, Gensler, Houston, TX
Ed Walts, The University of Texas System, Austin, TX

10:20 a.m. 5-Minute Break

10:25 a.m. .75 hr

Industrial Sector – Impact of Commerce and the Distribution Chain

Hear the latest on Covid-19's impact on the supply chain and industrial sector. What has changed in development and regulation, and what are the impacts on e-Commerce.

Kevin Cosgrove, Stream Realty Partners, LP, San Antonio, TX
Speaker TBD

11:10 a.m. 5-Minute Break

11:15 a.m. .50 hr

Data Centers – Key Lease Considerations and Provisions from the Landlord and Tenant Perspective

A discussion on the unique provisions that differentiate data center leases & MSAs from traditional commercial real estate. The presentation will cover special considerations required by these facilities, including rent structures, sale provisions, expansion and reduction of space/power, security, access, regulatory provisions and service level agreements.

Jeff Nydegger, Winstead PC, Austin, TX
Haynes Strader, Skybox Data Centers, Dallas, TX

FRIDAY AFTERNOON

Presiding Officer:

Candace S. Baggett, The Calibre Group,
Inc., Houston, TX

11:45 a.m. Break for Lunch

Presentation resumes at 12:05 p.m.

LUNCHEON PRESENTATION

12:05 p.m. .50 hr

Office Building Occupancies, Operating Expenses & Escalations: Impact of COVID

COVID's dramatic impact on office building occupancies around the U.S. is well known. But how has COVID impacted operating expenses and each tenant's share (aka 'escalation invoices')? The answers may surprise you.

William H. Brownfield, CRE, CCIM, Brownfield & Mayerhofer, Inc., Houston, TX

12:35 p.m. 5-Minute Break

12:40 p.m. .50 hr

Sustainable Water Management in Austin – Onsite Water Reuse in Commercial Development

Hear an overview of Austin's long term water planning to sustain anticipated growth, and additional detail on the newly developed Onsite Water Reuse Program, one of Austin's sustainable water management strategies. The presentation will highlight ways in which this new program could potentially impact commercial leases.

Rebecca Batchelder, PE, City of Austin, Onsite Water Reuse Program, Austin, TX

1:10 p.m. 5-Minute Break

1:15 p.m. .50 hr

Small Lease Riders and Other Practical Tools for Small Tenant Leases

A discussion of practical solutions for addressing key issues faced by small tenants in office and retail leases.

K. Gregory Erwin, Winstead PC, Houston, TX
Yigal Saghian, Winstead PC, Houston, TX

1:45 p.m. 5-Minute Break

1:50 p.m. .50 hr

Gun Rights: An Overview of the Rights of Landlords and Tenants

Sean P. Healy, Healy Law Offices, P.C., Tyler, TX

2:20 p.m. 5-Minute Break

2:25 p.m. .50 hr

Alcohol Permitting and the Impacts on Leasing

Review considerations for landlords and tenants in connection with the issuance of TABC permits, the landlord's role in the application process, tenant transition matters, and Alcoholic Beverage Code compliance, and the impacts on the property for non-compliance.

Matthew Charles Martin, Addison Law Firm,
Dallas, TX

2:55 p.m. 5-Minute Break

3:00 p.m. .75 hr

Big Issues in Leasing - A Review of Issues in Leases That are the "Must Review" Provisions from the Tenant's Perspective

Kent Newsome, Greenberg Traurig, LLP, Houston, TX
Frank Z. Ruttenberg, Haynes and Boone, LLP, San Antonio, TX

3:45 p.m. 5-Minute Break

3:50 p.m.

.50 hr

SCOTUS Shuts Down the CDC Eviction Moratorium...So What is Next and how do Practitioners Navigate Evictions?

In the wake of the recent SCOTUS decision to invalidate the CDC moratorium on residential non-payment of rent evictions, Attorney Kristopher L. Bowen will address what rules and emergency orders remain in place regarding evictions that practitioners and property managers should be aware before approaching a non-payment of rent eviction suit in Texas.

Kristopher L. Bowen Jr., The Bowen Partners, Attorneys at Law, San Antonio, TX

4:20 p.m.

5-Minute Break

4:25 p.m.

.75 hr ethics

Balancing Your Technology Use and Your Ethical Obligations

A recent amendment to the Texas Disciplinary Rules of Professional Conduct notes that our duty to maintain our legal competency includes understanding the risks and benefits associated with the use of technology in our practice. This session will address some basic technological issues that apply to safekeeping the electronically-stored confidential information in your possession so that you be better equipped to balance the risks and benefits of technology.

Bill Cramer, Clark Hill, Dallas, TX

5:10 p.m.

Adjourn

REGISTRATION BENEFITS

Comprehensive Course Materials: Access course materials in "Your Briefcase" approximately 48 hours before the start of the program, and enjoy unlimited access to the final, complete course materials – downloadable PDFs of papers and slides.

Accredited eConference: Complimentary access to the eConference – with papers, slides, and video – accredited for one year in both TX and CA are available in "Your Briefcase" 4–6 weeks after the program.

TX MCLE Credit Reporting: UT Law CLE can report credit on your behalf directly to the State Bar of Texas. Track the Texas MCLE credit reported on your behalf at "Your Account" after you've logged in at www.utcle.org.

TROUBLE LOGGING IN?

A UT Law CLE account is created for conference attendees and product customers with information provided on the order form. An email address will serve as the User Name.

Forget Your Password or Need it Reset? Just select "Forgot Password" under "Sign In or Join" at www.utcle.org.

Still Need Assistance? Contact customer service at 512.475.6700 or service@utcle.org during business hours.

REGISTRATION FORM

Online:
www.utcle.org/conferences/LI21/signup
Fax:
512.475.6876

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

PLEASE PRINT CLEARLY

LI21

Bar Card # _____ TX Other State: _____ N/A

Name [Mr. / Ms.] _____

Firm _____

Address _____

City _____ State _____ Zip _____

Telephone _____ Fax _____

Registrant's Email (required) _____

Assistant's Email (optional) _____
Invoices, confirmations, and receipts are emailed to these addresses.

EVENT REGISTRATION

Includes Electronic Course Binder Download (PDF) in "Your Briefcase." Special group registration rates available. Call 512.475.6700.

Live Webcast Registration \$350 | \$400 after November 4

Printed and Shipped Binder with Registration (Shipping Included) – Available for order through November 12, 2021

Please Note: Printed binder will arrive 2-3 weeks after the conclusion of the live conference. Delivery to P.O. boxes is not permitted. Binders will not be distributed on-site.

Printed and Shipped Course Binder \$70.36 (\$65*)

TOTAL EVENT REGISTRATION \$ _____

FIRST AND SECOND YEAR ATTORNEYS MAY ATTEND FOR JUST \$150! CALL 512.475.6700 TO REGISTER.

POST-CONFERENCE PRODUCTS

eConference – For Texas and California MCLE Credit

Includes Electronic Course Binder Download (PDF) and program video/audio. Available 4-6 weeks after live event. Hours may vary depending on actual event runtime.

Individual eConference \$400

Post-Course Binder – For Research and Self-Study

Comprehensive binder with papers and slides, available for delivery 4–6 weeks after live event.

Electronic Post-Course Download (PDF) \$265.21 (\$245*)

Printed Post-Course Binder \$319.34 (\$295*)

Annual eLibrary Subscription – For Research and Self-Study

Extensive resources including audio, video, papers, and slides from UT Law CLE programs.

eLibrary 12-Month Subscription \$319.34 (\$295*)

TOTAL POST-CONFERENCE PRODUCTS \$ _____

METHOD OF PAYMENT

Check (make check payable to The University of Texas at Austin)

VISA MasterCard American Express P.O. (include a copy of the purchase order upon submission)

Card / P.O. # _____ CVW # _____ Exp. Date _____ / _____
(mm/yy)

Authorized Signature _____

** Tax-exempt rate for, e.g., government employees and nonprofits. Include a Texas Sales and Use Tax Exemption Certificate with order.*

Visit

www.utcle.org

Email

service@utcle.org

Call

512.475.6700

 Facebook

UT Law CLE

 LinkedIn

UT-Law-CLE

 Twitter

@UTLawCLE

**SCAN TO VIEW OUR
COVID-19 PROTOCOLS**

See what we're doing differently this year to address the safety concerns of our staff and attendees at in-person events.



LIVE WEBCAST

November 12, 2021

KEY DATES

November 4, 2021

Last day for early registration rates

November 5, 2021

Last day for full refund cancellation

November 8, 2021

*Last day for partial refund cancellation
\$50 processing fee applied*

November 12, 8:20 a.m., CT

Webcast begins

November 12, 2021

*Last day to order a printed and shipped course binder
with in-person or webcast conference registration.*

INSTITUTE FACULTY AND PLANNING COMMITTEE

FRANK Z. RUTTENBERG*—CHAIR
Haynes and Boone, LLP
San Antonio, TX

BILL CRAMER
Clark Hill
Dallas, TX

KENT NEWSOME*
Greenberg Traurig, LLP
Houston, TX

CANDACE S. BAGGETT*
The Calibre Group, Inc.
Houston, TX

T. ANDREW DOW
Winstead PC
Dallas, TX

JEFF NYDEGGER
Winstead PC
Austin, TX

REBECCA BATCHELDER, PE
City of Austin, Onsite Water Reuse
Program
Austin, TX

K. GREGORY ERWIN*
Winstead PC
Houston, TX

YIGAL SAGHIAN
Winstead PC
Houston, TX

KRISTOPHER L. BOWEN JR.
The Bowen Partners, Attorneys at Law
San Antonio, TX

SEAN P. HEALY
Healy Law Offices, P.C.
Tyler, TX

HAYNES STRADER
Skybox Data Centers
Dallas, TX

WILLIAM H. BROWNFIELD, CRE,
CCIM
Brownfield & Mayerhofer, Inc.
Houston, TX

MATTHEW CHARLES MARTIN
Addison Law Firm
Dallas, TX

RIVES TAYLOR
Gensler
Houston, TX

KEVIN COSGROVE
Stream Realty Partners, LP
San Antonio, TX

NENA MARTIN
Gensler
Austin, TX

ED WALTS*
The University of Texas System
Austin, TX

*Planning Committee member

ACTION THROUGH EDUCATION

Our efforts for real change against racism.

Learn how we as lawyers can join the fight against racial injustice.

Visit www.utcle.org for more.

BERNARD O. DOW



The Leasing Institute is named in honor of Bernard O. Dow, a leading scholar, authority, and practitioner in the fields of real estate law, mortgage lending and leasing. A longtime Houston attorney, Bernard Dow passed away on December 26, 2004 at age 72. "Bernie" as he was known to many, served as a mentor, teacher and educator to real estate practitioners, both in Texas and nationally. His contributions have been long recognized by members of his professional community, including the lifetime achievement award in real estate law from the State Bar's Real Estate, Probate and Trust Law Section and the lifetime achievement award from The University of Texas School of Law.