

43rd Annual Page Keeton Civil Litigation Conference
November 22, 2019 • AT&T Conference Center • Austin, TX

Friday Morning, Nov. 22, 2019

Presiding Officer:

Francisco Guerra IV, Watts Guerra - San Antonio, TX

7:30 am	Registration Opens Includes continental breakfast.
8:20 am	Welcoming Remarks
8:30 am 0.50 hr	The Texas Anti-SLAPP Law Hear an update on the 2019 legislative changes from a frequent speaker. Mark C. Walker, Dickinson Wright PLLC - El Paso, TX
9:00 am 0.50 hr	Expedited Trials Rule 169 of the Texas Rules of Civil Procedure provides a unique mechanism for expedited actions. Learn how to navigate this rule efficiently and effectively in order to streamline the litigation process and ultimately get to trial faster. Hon. Lauren Reeder, 234th Civil District Court - Houston, TX Laura De La Cruz, Schechter McElwee Shaffer & Harris, LLP - Houston, TX
9:30 am 0.50 hr	Truth in the Balance Explore the nationwide trend toward new proportionality limits to discovery—especially E-Discovery—and a look at various ways that parties and courts have worked to strike the right balance. Jim Weiss, Reynolds Frizzell LLP - Houston, TX
10:00 am	Break
10:15 am 0.50 hr	Experts and Disqualifications Winning or defeating a motion to disqualify an expert involves making key strategic decisions at every stage of expert discovery. Discuss the state of the law on expert disqualifications for common areas of expert testimony so that trial counsel can approach each stage of expert discovery, from the disclosure to the deposition, with an eye towards winning the <i>Daubert</i> or <i>Robinson</i> challenge. Hon. Jeffrey V. Brown, U.S. District Court, Southern District of Texas - Galveston, TX Kelsi Stayart White, Ahmad, Zavitsanos, Anaipakos, Alavi & Mensing P.C. - Houston, TX
10:45 am 0.50 hr	Confidentiality It's easy to lose attorney-client privilege protection. Don't let it happen to you and your client. Steven Goode, The University of Texas School of Law - Austin, TX

11:15 am 0.75 hr	<p>Litigating in a Divided Nation: Handling Strong Political Views During Trial</p> <p>In seeking justice, lawyers now must navigate intense divisions in our state and nation. What interpersonal skills and strategies can you use to identify divisive attitudes, and neutralize dangers like manipulation and polarization? Learn these concepts and how they differ from classic theories of conflict resolution.</p> <p>Claude E. Ducloux, Attorney at Law - Austin, TX</p>
12:00 pm	<p>Pick Up Lunch</p> <p>Included in registration.</p>

Friday Afternoon, Nov. 22, 2019

Presiding Officer:

Lisa Bowlin Hobbs, Kuhn Hobbs PLLC - Austin, TX

LUNCHEON PRESENTATION

12:20 pm 0.75 hr	<p>Judicial Panel</p> <p>What judges think works best with juries. What judges know works best with judges.</p> <p>Hon. W. Royal Furgeson Jr., U.S. District Judge, Retired - Dallas, TX Hon. Robert Pitman, U.S. District Court, Western District of Texas - Austin, TX Hon. Lauren Reeder, 234th Civil District Court - Houston, TX</p>
1:05 pm	<p>Break</p>
1:20 pm 0.50 hr ethics	<p>Proving Up Attorney's Fees</p> <p>Hear practical tips and considerations for recovering attorney's fees.</p> <p>Greta S. McFarling, Chasnoff Mungia Valkenaar Pepping & Stribling LLP - San Antonio, TX</p>
1:50 pm 0.50 hr ethics	<p>#Blessed: Using Social Media in Trial</p> <p>Review effective and ethical use of social media during trial.</p> <p>Tim Williams, Sprouse Shrader Smith PLLC - Amarillo, TX</p>
2:20 pm 1.00 hr	<p>The Gig Economy</p> <p>Revisit the rapidly evolving gig economy and take a tour through the myriad approaches courts and agencies have adopted, tested, and abandoned in their collective attempt to understand and classify the growing number of digital platform providers that now enable service providers to connect directly with end-users. Specific topics will include the limitations of the binary employee v. contractor classification system, the promises and pitfalls of a proposed hybrid "gig" worker classification, and the competing federal, state, and local efforts to find the right balance between entrepreneurial enablement and service provider protection.</p> <p>Jason Boulette, Boulette Golden & Marin L.L.P. - Austin, TX Michael J. Golden, Boulette Golden & Marin L.L.P. - Austin, TX</p>

3:20 pm	Break
3:30 pm 0.50 hr	<p>Picking a Jury: A Quick Survey of the Law and a Demonstration</p> <p>Voir dire can be outcome determinative in a jury trial. In the wake of a trio of opinions issued by the Texas Supreme Court almost 15 years ago, trial lawyers, and even many judges are still confused about what is and is not permissible. Learn what works today and why.</p> <p>Quentin Brogdon, Crain Lewis Brogdon, LLP - Dallas, TX Aaron J. Burke, Fee, Smith, Sharp & Vitullo LLP - Dallas, TX</p>
4:00 pm 0.75 hr	<p>Opening Statements: How to Use A Proven Marketing Formula to Clarify Your Story to the Jury</p> <p>Story has been used since ancient times to captivate the human brain. It is easier for a person to remember stories than hard facts. Many fortune 500 companies and political campaigns have turned to a story formula in their marketing to help them clarify their message to their intended audience. Explore that same story framework to help attorneys tell a story during opening statements that will help clarify the message they want conveyed to the jury.</p> <p>Donald Delgado, West, Webb, Allbritton & Gentry, P.C. - College Station, TX Baili B. Rhodes, West, Webb, Allbritton & Gentry, P.C. - College Station, TX</p>
4:45 pm	Adjourn