American Conference Institute's 7th Annual Summit on Defending & Managing

AUTOMOTIVE PRODUCT LIABILITY LITIGATION

Expert Strategies for Singled-Out Vehicles and Media-Focused Issues

June 4–5, 2014 | The Omni Chicago Hotel on the Magnificent Mile | Chicago, IL

Inquire about in-house, government, and group rates

Learn from and network with leaders from:

Chrysler

Mazda North American

Isuzu North America

Goodyear

Toyota Legal One

Gulf States Toyota

Nissan North America

Honda North America

Hyundai Motor America

Mitsubishi Motors North America

Delphi Automotive Systems

Bridgestone Americas

U-Haul International

Caterpillar

Kawasaki

TK Holdings

Bombardier Recreational

Cooper Tire & Rubber

Robert Bosch LLC

Markel

The premier automotive litigation event on:

- Defending against **typical defect theories: rollovers, side curtain air bags, fires, tire aging, electronic stability control, unintended acceleration, keyless ignition, and seat backs**
- **Vehicle driver assist and sensor technologies, active safety systems, and autonomous cars:** overcoming the product liability defense challenges and anticipating the future of claims
- Incorporating the **latest regulatory initiatives on safety and design of automotive products into your litigation strategy**
- Current battleground for automotive **class action litigation** including **class certification, managing experts, pleadings, choice of law, and arbitration**
- Combating the recent rise in the filing of claims and **class actions** involving **no-injury, consumer fraud, and warranties (express and implied)**
- How **recalls** are impacting **class actions, litigation strategy to defeat class claims, recall-based Rule 23 arguments, and mootness**
- **Effectively cross-examining experts** and **developing newer qualified newer experts**
- The latest nuances on the **preemption defense** and **international personal jurisdiction** and their impact on auto products liability cases
- Ensuring confidentiality and protecting work product in automotive litigation

Special Address by:

O. Kevin Vincent
National Highway Traffic Safety Administration

View from the Bench:

Hon. Leslie E. Kobayashi
U.S. Dist. Ct., D. Haw.

Hon. F.A. Gossett III
U.S. Dist. Ct., D. Neb.

Hon. Paul Warner
U.S. Dist. Ct., D. Utah

Hon. Alan C. Torgerson
U.S. Dist. Ct., D. N.M.

Hon. Richard Kramer
San Francisco Sup. Ct.

Hon. John M. Younge
Phila Ct. C.P.

Hon. James P. O'Hara
U.S. Dist. Ct., D. Kan.

Earn CLE ETHICS Credits

Register Now • 888-224-2480 • www.AmericanConference.com/Automotive

Here's just some of the agencies, companies and firms already participating

NHTSA
Nissan North America
Delphi Automotive Systems, LLC
Robert Bosch LLC
Honda North America, Inc.
Kawasaki
Toyota
Bridgestone Americas
U-Haul International Legal Department
TK Holdings, Inc.
Bombardier Recreational Products Inc.
Hyundai Motor America
Mitsubishi
Chrysler
Cooper Tire & Rubber Company
The Goodyear Tire & Rubber Company
Swanson, Martin & Bell, LLP
Ballard Spahr LLP
Carroll, Burdick & McDonough LLP
Sedgwick LLP
Lewis, King, Krieg & Waldrop, P.C.
Gilbert LLP
Yukevich Cavanaugh
Holland & Knight
Lavin O'Neil Ricci Cedrone & DiSipio
Alston & Bird LLP
Martin Bischoff
McDonald Toole Wiggins, P.A.
Campbell Campbell Edwards & Conroy
Germer & Gertz
Moran Reeves & Conn PC
Bradley Arant Boult & Cummings
Goldberg Segalla LLP
Rodey Law Firm
Aaronson Rappaport Feinstein & Deutsch
Bowman and Brooke LLP
Dinsmore & Shohl LLP
Johnson, Trent, West & Taylor, LLP
Markel

Now in its 7th year, **ACI's lauded Automotive Product Liability Litigation** conference is the highest-level national event on the market. It's the only one that combines federal and state judicial insights and networking and business development opportunities with dozens of in-house counsel from manufacturers and suppliers, all while allowing you to keep pace with the hot jurisdictions, case law, new and emerging parties, and advancements in technology. This year's agenda has been revamped to provide you with strategic advice, critical insights, and comprehensive updates for:

- Defending **against typical defect theories: rollovers, side curtain air bags, fires, tire aging, electronic stability control, unintended acceleration, keyless ignition, and seat backs**
- **Vehicle driver assist and sensor technologies, active safety systems, and autonomous cars**: overcoming the product liability defense challenges and anticipating the future of claims
- Incorporating the **latest regulatory initiatives** on **safety and design of automotive products** into your **litigation strategy**
- Current battleground for automotive **class action litigation** including **class certification, managing experts, pleadings, choice of law, and arbitration**
- Combating the recent rise in the filing of claims and **class actions** involving **no-injury, consumer fraud, and warranties (express and implied)**
- How **recalls** are impacting **class actions, litigation strategy to defeat class claims, recall-based Rule 23 arguments, and mootness**
- The latest nuances on the **preemption defense** and **international personal jurisdiction** and their impact on auto products liability cases
- **Effectively cross-examining experts** and **developing newer qualified newer experts**
- Ensuring confidentiality in the litigation of automotive claims, protecting work product in a discovery dispute, and using arbitration to your advantage

Register now by calling **888-224-2480**, faxing your registration form to **877-927-1563** or registering online at **www.AmericanConference.com/Automotive.**

Who You Will Meet

- In-House Counsel for Automotive Manufacturers and Component Part Suppliers as well as Senior-Level Law Firm Attorneys specializing in the management and defense of:
  - Product Liability Claims
  - Complex Litigation
  - Class Actions
  - Multidistrict Litigation
  - Mass Torts

Continuing Legal Education Credits

Earn CLE Credits

Accreditation will be sought in those jurisdictions requested by the registrants which have continuing education requirements. This course is identified as nontransitional for the purposes of CLE accreditation.

ACI certifies that the activity has been approved for CLE credit by the New York State Continuing Legal Education Board in the amount of 12.0 hours, of which 1.0 is ethics.

ACI certifies that this activity has been approved for CLE credit by the State Bar of California in the amount of 10.0 hours, of which 1.0 is ethics.

You are required to bring your state bar number to complete the appropriate state forms during the conference. CLE credits are processed in 4-8 weeks after a conference is held.

ACI has a dedicated team which processes requests for state approval. Please note that event accreditation varies by state and **ACI** will make every effort to process your request.

Questions about CLE credits for your state? Visit our online CLE Help Center at www.americanconference.com/CLE

DAY ONE – WEDNESDAY, JUNE 4, 2014

7:30 **Registration and Continental Breakfast**

8:00 **Co-Chairs' Welcoming Remarks**

Thomas P. Branigan
Executive Managing Partner
Bowman and Brooke LLP

Cari K. Dawson
Partner
Alston & Bird LLP

8:05 **In-House Insights on Case Evaluation, Litigation Management and Formulating Defense Strategy; Managing Costs; Selecting and Retaining Law Firms and Distribution of Legal Spend in Today's Environment; and More**

Panel 1 (8:05–9:20)	Panel 2 (9:20–10:40)
Erinn Deporre Senior Counsel - Product Litigation **Chrysler**	Thomas T. Johnson Legal Counsel **Kawasaki**
Alexandra Nellos Attorney **Caterpillar Inc.**	**Steve Grey** Chief Counsel, Product Legal **Isuzu North America, Inc.**
Donald R. Parshall, Jr. Senior Counsel, Legal Department Product and Business Litigation Group **Nissan North America**	Don Schiemann General Counsel **TK Holdings, Inc.**
James G. Derian Litigation Attorney **Delphi Automotive Systems, LLC**	Yves St-Arnaud Director Legal Services **Bombardier Recreational Products Inc.**
Brad J. Safon Senior Corporate Counsel **Honda North America, Inc.**	Jason Erb Assistant General Counsel **Hyundai Motor America**
Scott Cordes Vice President, Chief Legal Officer **Gulf States Toyota**	Nan Meyer Managing Director - Casualty/Products Liability **Markel – Product Line Leadership**
Scott Richardson Senior Counsel **Bridgestone Americas**	Nicole K. Schwieterman Litigation Counsel **Cooper Tire & Rubber Company**
Steve Taub Assistant General Counsel **U-Haul International Legal Department**	Nancy C. Cody Senior Counsel-Litigation **The Goodyear Tire & Rubber Company**
Jorgen W. Weterrings Assistant General Counsel and Director of Legal Affairs - Product **Mitsubishi Motors North America, Inc.**	Webster Burns Vice President and Assistant General Counsel **Toyota Legal One**
	Charles S. Kim Assistant General Counsel, Product Litigation **Mazda North Am. Operations**

Panel Co-Moderators:

Robert F. Chapski
Shareholder
Lewis, Thomason, King, Krieg & Waldrop, P.C.

Peter J. Fazio
Partner
Aaronson Rappaport Feinstein & Deutsch, LLP

The Changing Landscape of Automotive Liability and the Newest Claims Being Asserted
- Vehicle safety assist technology that makes cars safer
- The trend toward catastrophic claims

Case Evaluation
- Determining which case should go to trial and which should settle
- Controlling future litigation: identifying trends to ward off future lawsuits; knowing when to resolve a case and when to pay more to defend a suit
- Reporting to and advising a CEO

Selection and Evaluation of Outside Counsel
- Underlying partner relationships and engagement of outside counsel
- The things that clients really want to know before engaging outside counsel
- Pet peeves: "worst practices" that outside counsel should avoid committing

Managing Legal Costs, Including Outside Counsel Fees
- Managing outside counsel through realistic and accurate litigation budgets and best practice for communications and candor with clients
- Alternative billing success stories
- Managing the cost of defending cases that require retention of expert witnesses and expense of obtaining the testimony required by *Daubert* rulings
- Frivolous lawsuits when injury results from the accident itself (not a defect): how to avoid the sheer volume of these suits placing a burden on legal resources

10:35 **Morning Break**

10:45 **The Latest Nuances in Defending Against Typical Defect Theories: Rollovers, Side Curtain Air Bags, Fires, Tire Aging, Electronic Stability Control, Unintended Acceleration, Keyless Ignition, Seat Backs and Beyond**

Dane E. Taylor, Esq.
Senior Counsel/Litigation/RDE&Q
The Goodyear Tire & Rubber Company

John R. (Jay) Reid, Jr.
Partner
McDonald Toole Wiggins, P.A.

Richard H. Grafton
Principal
Germer PLLC

Nancy M. Erfle
Partner
Gordon & Rees LLP

Rollovers
- Factoring in the latest mechanics and engineering issues into rollover claims

Unintended Acceleration
- Updates on unintended acceleration cases

Fires
- Newest science behind fire cases
- Examining claims that a defect caused fire, and evidence issues associated with the claims
- Standards to prove defect

Keyless Ignition
- Problems associated with rollaways and leaving the car running (carbon monoxide poisoning)
- Push button ignition technology
- FMVSS 114

Side Curtain Safety Canopy/Rollover Curtain
- Combatting the latest claims that defendant should have had a Rollover Safety Canopy/Curtain in place or sooner and the injuries would have been mitigated if did; should not have been optional; should have covered more rows
- Factoring in accident sequence; pre-trip occupant position; occupant kinematics; type of injury
- Side curtain airbag requirements, standards, and claims
- Combating Plaintiff's argument that side curtain airbags should have been installed sooner or that all models should have side curtain air bags

Tires and Tire Aging
- The latest claims regarding lack of proper warnings, improper tire manufacture or design, improper recommendation, failure to follow recommendations by retailers
- The relationship between tread separation and loss of control
- Analyzing typical tire defenses, including damage from service abuse and damage from road hazards
- Successfully creating the best defense strategy for tire claims
- Tire technology and its impact on performance of the vehicles
- Assessing the issues regarding low profile tires and higher end vehicles
- Emerging technology on run flat tires
- Developing litigation strategy to dismiss the product liability claims and minimizing damages
- Identifying the dangers associated with high PSI tires

Electronic Stability Control (ESC)
- Examining the liability issues presented by electronic stability control (ESC): the federal regulation that applies, and its effect on liability
  - FMVSS regulations
- How to counter "lack of " electronic stability control (ESC) claims: Countering plaintiff 's argument that if said changes were made (usually at a few dollars per vehicle) the accident/injury would not have occurred
- How to respond to ESC as a direct challenge to the defense that rollovers are the result of driver conduct and that an accident is unavoidable

Seat Back Litigation
- Combatting the latest claims arising from rear-impact cases in which occupant(s) of the vehicle hit sustain injuries due to the deformation of the front passenger seats

12:20 **VSA and Autonomous Cars: Overcoming the Product Liability Defense Challenges Associated with Vehicle Driver Assist Technologies, Sensor Technologies and Active Safety Systems; and Anticipating the Future of Claims Involving Autonomous Cars**

Jerry L. Johnson
Vice-President & Deputy General Counsel
Robert Bosch LLC

Thomas P. Branigan
Executive Managing Partner
Bowman and Brooke LLP

- Potential regulatory implications for autonomous cars
- Technologies that apply brakes, blind spot warnings, switch lanes, rear steering, and push button starts to assist the driver: What is the consumer expectation?; What is the comparative negligence?; Determining whether additional features will lead to product liability claims
- Where are we on the latest claims and where are we headed?
- Defense challenges: limitations of sensors; difficulty in testing and proving durability and reliability over the long term; absence of regulation
- How to factor in questions of driver's unreasonable reliance on manufacturer/distributor representations and driver's possible misunderstanding of system functions or limitations
- What happens when the system fails and operation by the driver could have prevented an accident?
- Responding to the argument that the new technology should have been installed in lower models
  - Phasing in new technology
- Anticipating the future of product liability litigation in autonomous cars

1:10 **Networking Lunch for Speakers and Delegates**

2:10 **Special Address on the Latest Safety Technologies, the Regulatory Environment, and What to Expect in the Coming Months and Years**

O. Kevin Vincent
Chief Counsel
National Highway Traffic Safety Administration

2:50 **The Current Battleground for Automotive Class Action Litigation: Class Certification and Managing Experts, Attacks on Pleadings in Class Claims, Choice of Law, Arbitration and More**

H. Grant Law
Partner
Shook, Hardy & Bacon L.L.P.

Neal Walters
Partner
Ballard Spahr LLP

Class Development and Case Law Update
- What cases are recently decided and brewing that will directly affect manufacturers and consumers? Where is the battleground today and for the near future in Class Actions?
- Examining the interplay between *Knowles* and CAFA: Removal from state to federal court where total recovery including attorney's fees is $5million or more; Preventing forum shopping
- Identifying the commonality of class action claims
- Rule 23(b)(3) class actions
  - Examining the *Comcast* decision
- Issue certification under Rule 23(c)(4)
- Class action in the absence of manifest defect: Examining the *Whirlpool* decision
- Examining the *Sears* decision

Attacks on the Pleadings in Class Claims (Through Motion to Dismiss and Summary Judgment):
- Recent class case law on MTDs involving presale knowledge of a defect; and manifestation beyond the warranty
- Aggressively developing a defense strategy earlier in the process including filing a motion for summary judgment to get the majority of the counts thrown out
- Expand the pleadings record by incorporating technical service bulletins: using the bulletins as a sword to expand the record and expose plaintiffs' argument

Certification, Managing Class Experts, and *Daubert* Review
- CAFA and its impact on Experts in automotive class action litigation
- The standard for class certification scrutiny of experts
- Scope of *Daubert* review at class cert in the Circuits
- Challenging the merit of plaintiffs' case at class cert.
- Analyzing pleadings and experts offered by your opponent
- Preparing experts for rigorous analysis in a full *Daubert*-like review at the class cert. stage.

Choice of Law
- Defending against the nationwide vehicle-defect class action based on a single state's laws
- Will plaintiffs resort to statewide classes to avoid choice-of-law problems and circumvent CAFA?
- Lining up the cases against nationwide classes
- Making arguments in the context of choice-of-law rules
- Building a choice-of-law record
- The plaintiff's predominance burden, including a workable trial plan with specific proposed jury instructions

Arbitration
- Understanding the Supreme Court's ruling in *Concepcion* and its impact on the right to arbitrate class action claims in the automotive context
- Blocking class action through arbitration
  - Interplay between *Walmart* and arbitration

3:50 **Afternoon Break**

4:00 **Combating the Recent Rise in the Filing of Claims and Class Actions Involving No-Injury, Consumer Fraud and Warranties (Express and Implied)**

Barry I. Buchman
Partner
Gilbert LLP

Cari K. Dawson
Partner
Alston & Bird LLP

Jeffrey P. Hinebaugh
Partner
Dinsmore & Shohl LLP

- Defending against the latest consumer fraud and warranty claims; claims of reliance on general defect; claims involving manufacturing supplied literature; economic loss/damage claims; and more. Other topics include:

Consumer Fraud
- Defending against consumer fraud class action suits: Identifying claims based on false advertising
- Identifying the nuances of consumer fraud statutes from state to state
- Overcoming the claim that Defendant should have informed the Plaintiff it had pre-existing knowledge of the defect
- Assessing whether consumer fraud and negligent misrepresentation or glorified breach of warranty cases are disguised as class action claims
- Identifying and managing vehicle manufacturing, sales and service documents and data that raise consumer fraud claims
- Creating trial tactics for defeating automotive consumer fraud claims: deploying consumer behavior principles
- Seeking nationwide class certification status by relying on a particular state's consumer fraud statute that is favorable to the facts of the case even though some cars were purchased in a completely different state
- Countering plaintiff attorneys' efforts to take low exposure claims and turn them into huge class actions
- Countering plaintiff 's efforts to look to commercial-type remedies such as restitution to provide class-wide relief

Warranties
- Liability issues arising out of warranty claims
  - Breach of warranty claims: express or implied
  - Magnusson-Moss Warranty Act on attorney fee shifting provision for breach of warranty claims involving consumer products
- Updates on status of warranty law as it relates to the automotive industry
- Breach of warranty cases that become class action cases
- How secret warranties ("after warranty assistance") and warranty administration are impacting class claims

Disclosure/Accuracy
- Assessing claims that the fuel economy is misrepresented on Monroney Label
- Examining claims of odometer inaccuracy; assessing risk and damages
- Identifying successful defense strategies
- Claims based on breach of express and implied warranty
- Examining regulatory action and investigations by the EPA over fuel rating and MPG

5:00 **Recalls: How They Are Impacting Class Actions; Litigation Strategy to Defeat Class Claims; Recall-Based Rule 23 Arguments; Mootness; and More**

S. Vance Wittie
Special Counsel
Sedgwick LLP

Paul E. Wojcicki
Shareholder
Segal McCambridge Singer & Mahoney, Ltd.

Michelle I. Schaffer
Shareholder
Campbell Campbell Edwards & Conroy PC

- Developing a strategy when plaintiff gets notice of a recall after an accident
- What is the litigation strategy for recall cases?
  - Strategies for helping the jury understand that despite recall, company acted reasonably in terms of timing and notification of issuance of recall
  - Punitive damages
- Business to business relationship
  - How one company will sue another company in the aftermath of a recall and claim part or system was fully to blame for the recall
- Recalls and Business Impact: How the latest recalls are impacting class claims
- Using Recalls to help defeat class actions
- Identify and develop appropriate recall based Rule 23 arguments
- Asserting mootness arguments

6:00 **Conference Adjourns**

American Conference Institute:
The leading networking and information resource for counsel and senior executives.

Each year more than 21,000 in-house counsel, attorneys in private practice and other senior executives participate in **ACI** events – and the numbers keep growing.

Guaranteed Value Based on Comprehensive Research

ACI's highly trained team of attorney-producers are dedicated, full-time, to developing the content and scope of our conferences based on comprehensive research with you and others facing similar challenges. We speak your language, ensuring that our programs provide strategic, cutting edge guidance on practical issues.

Unparalleled Learning and Networking

ACI understands that gaining perspectives from – and building relationships with – your fellow delegates during the breaks can be just as valuable as the structured conference sessions. **ACI** strives to make both the formal and informal aspects of your conference as productive as possible.

Global Sponsorship Opportunities

With more than 500 conferences in the United States, Europe, Asia Pacific, and Latin America, **American Conference Institute (ACI)** provides a diverse portfolio devoted to providing business intelligence to senior decision makers who need to respond to challenges spanning various industries in the US and around the world.

As a member of our sponsorship faculty, your organization will be deemed as a partner. We will work closely with your organization to create the perfect business development solution catered exclusively to the needs of your practice group, business line or corporation.

For more information about this program or our global portfolio of events, please contact:

Wendy Tyler
Head of Sales, American Conference Institute

Tel: 212-352-3220 x5242
w.tyler@AmericanConference.com

DAY TWO – THURSDAY, JUNE 5, 2014

7:30 **Continental Breakfast**

8:00 **View From the Bench**

Honorable Leslie E. Kobayashi
United States District Court, District of Hawaii

Honorable James P. O'Hara
United States District Court, District of Kansas

Honorable Alan C. Torgerson
United States District Court, District of New Mexico

Honorable Paul Warner
United States District Court, District of Utah

Honorable F.A. Gossett III
United States District Court, District of Nebraska

Honorable John M. Younge
Philadelphia Court of Common Pleas

Honorable Richard Kramer
San Francisco Superior Court

Moderator

Anthony J. Monaco
Partner
Swanson, Martin & Bell, LLP

9:50 **Morning Break**

10:00 **Practical Pointers on Experts in the Automotive Context: Effectively Cross-Examining Plaintiff's Expert and Developing Qualified Newer Experts**

Dennis P. Ziemba
Member
Eckert Seamans Cherin & Mellott, LLC

Jeffrey Croasdell
Director
Rodey Law Firm

Colin P. Smith
Partner
Holland & Knight LLP

Cross-Examining Plaintiff's Experts

- Creating the right defense strategy to effectively cross examine Plaintiff's expert and exclude their testimony
- Responding to Plaintiff's proposed vocational expert
- Handling Plaintiff's NHTSA experts and the claim that the manufacturer did not act quickly and withheld information from NHTSA
- Overcoming Plaintiff's allegation that Defendants committed fraud against NHTSA
- How discovery plays a key role on fraud claims; examining the record

New Experts

- How to find newer experts as the aging population of older experts retire
- Addressing the aging population of routinely utilized experts and developing/herding qualified newer experts

11:00 **Evidence Preservation/Spoliation, Controlling Costs Associated with Discovery and E-Discovery, and Avoiding Sanctions for Discovery Abuse**

Alex Purvis
Partner
Bradley Arant Boult Cummings LLP

James J. Yukevich
Partner
Yukevich Cavanaugh

Evidence Preservation/Spoliation

- PRESERVATION OF: The subject vehicle; all parts and components of the subject vehicle; downloadable computer data; Photos/video of the vehicle and the scene; Email, letters, memoranda or other documents; Online social media content created
- Reconstructing evidence and schematics of vehicle impact
- Spoliation: what are the courts doing and what abuses are still being experienced?
- Elements to a spoliation argument: Culpability, relevance, and prejudice; Proposed amendment to Rule 37(e)
- Overcoming the issue when the vehicle is completely destroyed and evidence is lost
- Issues and accusations of document destruction/hiding; how to adequately explain the destruction of documents and maximize the ability of the manufacturer to tell its story

Discovery/E-Discovery

- Ways to effectively control costs associated with discovery
- Understanding the law in different jurisdiction and how this impacts your case
- Implementing document/litigation holds
- Addressing proportionality in e-discovery
  - How courts are addressing e-discovery issues in the beginning of the litigation process rather than the end
- Keeping e-discovery plans current and defensible
- How e-discovery practices apply to automotive databases for warranty and service maintained by automotive companies
- Proposed changes to the Federal Rules of Civil Procedure: Safe harbor provisions; Preservation; Production
- What big data means in the e-discovery context

Sanctions for Allegations of Discovery Abuse

- How courts are increasing sanctions for allegations of discovery abuse
  - Recovering attorney's fees
  - Striking pleadings
- Implementing strategies and procedures both in house and with local/national counsel to streamline the discovery response
- Dealing with expensive discovery requests meant to trap the defendant to get sanctioned
  - Limiting broad, overwhelming, and unnecessary discovery requests
  - Examining motion practice

12:00 **Networking Lunch for Delegates and Speakers**

1:00 **Updates on the Preemption Defense and International Personal Jurisdiction and Their Impact on Auto Products Liability Cases**

Jonathan M. Hoffman
Attorney
Martin, Bischoff, Templeton, Langslet & Hoffman LLP

David M. Rice, Esq.
Partner
Carroll, Burdick & McDonough LLP

Preemption

- What has been the impact of all recent cases on the preemption defense in automotive cases?
- Examining decisions going both ways

Personal Jurisdiction

- The latest minimum contacts required for specific personal jurisdiction, i.e., where the claim arises from the defendant's contacts with the forum?
- Products claims against foreign manufacturers that do not arise from the defendant's contacts with the forum
- Assessing the sufficiency of a foreign manufacturer's alleged contacts with the forum
- Examining the role of stream of commerce
- Determining whether compliance with U.S. federal safety standards is enough
- Examining the impact of *Daimler AG. v. Bauman* on general jurisdiction
- The 9th circuit court decision in *Walden v. Fiore* on finding specific jurisdiction

2:00 **1 HOUR OF CLE-ETHICS: Ensuring Confidentiality in the Litigation of Automotive Claims, Protecting Work Product in a Discovery Dispute, and Using Arbitration to Your Advantage**

Alex Purvis
Partner
Bradley Arant Boult & Cummings LLP

Rafe Taylor
Partner
Johnson, Trent, West & Taylor, LLP

- Properly communicating with the client on document retention and production
- Advising on the deletion of draft opinions that are considered work product
- Notifying class of arbitration via the internet and whether this satisfies due process
- Filing motion to compel arbitration by a third party beneficiary (component part manufacturer)
- Determining whether the claim and product at issue is within the ambit of the contract
- Allowing the third party beneficiary to arbitrate even though the contract is between the plaintiff and the dealer

3:00 **Conference Ends**

© American Conference Institute, 2014

American Conference Institute's 7th Annual Summit on Defending & Managing

AUTOMOTIVE PRODUCT LIABILITY LITIGATION

Expert Strategies for Singled-Out Vehicles and Media-Focused Issues

June 4–5, 2014 | The Omni Chicago Hotel on the Magnificent Mile | Chicago, IL

Experienced faculty includes:

O. Kevin Vincent
NHTSA

Donald R. Parshall, Jr.
Nissan North America

James G. Derian
Delphi Automotive

Brad J. Safon
Honda North America, Inc.

Scott Cordes
Gulf States Toyota

Scott Richardson
Bridgestone Americas

Steve Taub
U-Haul International

Thomas P. Johnson
Kawasaki

Don Schiemann
TK Holdings, Inc.

Yves St-Arnaud
Bombardier Recreational

Jason Erb
Hyundai Motor America

Jorgen W. Weterrings
Mitsubishi

Nicole K. Schwieterman
Cooper Tire & Rubber

Nancy C. Cody
Goodyear

Jerry L. Johnson
Robert Bosch LLC

Dane E. Taylor, Esq.
Goodyear

Erinn Deporre
Chrysler

Webster Burns
Toyota Legal One

REGISTRATION FORM

PRIORITY SERVICE CODE

807L14.S

ATTENTION MAILROOM: If undeliverable to addressee, please forward to:
Counsel, Litigation/Product Liability Attorney

Can be recycled

CONFERENCE CODE: 807L14-CHI

☐ YES! Please register the following delegate for Automotive Product Liability & Litigation

CONTACT DETAILS

NAME _____ POSITION _____

APPROVING MANAGER _____ POSITION _____

ORGANIZATION _____

ADDRESS _____

CITY _____ STATE _____ ZIP CODE _____

TELEPHONE _____ FAX _____

EMAIL _____ TYPE OF BUSINESS _____

☐ I would like to receive CLE accreditation for the following states: _____. See CLE details inside.

FEE PER DELEGATE	Register & Pay by April 11, 2014	Register & Pay by May 16, 2014	Register after May 16, 2014
☐ Conference	$1995	$2095	$2295
☐ Please reserve ___ additional copies of the Conference Materials at $499 per copy.			

PAYMENT

Please charge my
☐ VISA ☐ MasterCard ☐ AMEX ☐ Discover Card ☐ Please invoice me

NUMBER _____ EXP. DATE _____

CARDHOLDER _____

☐ I have enclosed my check for $_____ made payable to **American Conference Institute** (T.I.N.—98-0116207)

☐ ACH Payment ($USD)
Please quote the name of the attendee(s) and the event code 807L14 as a reference.

For US registrants:
Bank Name: HSBC USA
Address: 800 6th Avenue, New York, NY 10001
Account Name: American Conference Institute
UPIC Routing and Transit Number: 021-05205-3
UPIC Account Number: 74952405
Non–US residents please contact Customer Service for Wire Payment information

Registration Fee

The fee includes the conference, all program materials, continental breakfasts, lunches and refreshments.

Payment Policy

Payment must be received in full by the conference date. All discounts will be applied to the Conference Only fee (excluding add–ons), cannot be combined with any other offer, and must be paid in full at time of order. Group discounts available to individuals employed by the same organization.

Cancellation and Refund Policy

You must notify us by email at least 48 hrs in advance if you wish to send a substitute participant. Delegates may not "share" a pass between multiple attendees without prior authorization. If you are unable to find a substitute, please notify **American Conference Institute (ACI)** in writing up to 10 days prior to the conference date and a credit voucher valid for 1 year will be issued to you for the full amount paid, redeemable against any other **ACI** conference. If you prefer, you may request a refund of fees paid less a 25% service charge. No credits or refunds will be given for cancellations received after 10 days prior to the conference date. **ACI** reserves the right to cancel any conference it deems necessary and will not be responsible for airfare, hotel or other costs incurred by registrants. No liability is assumed by **ACI** for changes in program date, content, speakers, or venue.

Hotel Information

American Conference Institute is pleased to offer our delegates a limited number of hotel rooms at a preferential rate. Please contact the hotel directly and mention the "ACI – Automotive Litigation" conference to receive this rate.

Venue: The Omni Chicago Hotel
Address: 676 North Michigan Avenue, Chicago, IL 60611
Reservations: 800–843–6664 or 312–944–6664

Incorrect Mailing Information

If you would like us to change any of your details please fax the label on this brochure to our Database Administrator at 1–877–927–1563, or email data@AmericanConference.com.

5 Easy Ways to Register

MAIL American Conference Institute
45 West 25th Street, 11th Floor
New York, NY 10010

PHONE 888–224–2480

FAX 877–927–1563

Inquire about in-house, government, and group rates

ONLINE
www.AmericanConference.com/Automotive

EMAIL
CustomerService@AmericanConference.com

MISSED A CONFERENCE – ORDER THE CONFERENCE MATERIALS NOW!

If you missed the chance to attend an ACI event, you can still benefit from the conference presentation materials. To order the Conference Materials, please call +1–888–224–2480 or visit: http://www.americanconference.com/conference_papers

SPECIAL DISCOUNT

We offer special pricing for groups and government employees. Please email or call for details.
Promotional discounts may not be combined. **ACI** offers financial scholarships for government employees, judges, law students, non–profit entities and others. For more information, please email or call customer service.