



## Cutting-Edge Issues in Asbestos Litigation Conference

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March 3 – 4, 2011

Beverly Hills, CA

The Beverly Wilshire Hotel

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### CO-CHAIRS

**John D. Cooney, Esq.**

Cooney & Conway

Chicago, IL

**Jeffrey B. Simon, Esq.**

Simon, Eddins & Greenstone, LLP

Dallas, TX

**Timothy L. Krippner, Esq.**

Segal McCambridge Singer & Mahoney, Ltd.

Chicago, IL



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## Wednesday, March 2, 2011

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**6:00 PM – Opening Night Cocktail Reception, Sponsored by:**  
**Cooney & Conway,**  
**Segal McCambridge Singer & Mahoney, Ltd.,**  
**Simon, Eddins & Greenstone, LLP, &**  
**Midwest Litigation Services**

## Thursday, March 3, 2011

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**8:00 AM – Registration and Continental Breakfast, Sponsored by:**  
**Forman Perry Watkins Krutz & Tardy LLP**

**8:30 AM - Opening Remarks**

**John D. Cooney, Esq.,** Cooney & Conway, Chicago, IL  
**Timothy L. Krippner, Esq.,** Segal McCambridge Singer & Mahoney, Ltd., Chicago, IL  
**Jeffrey B. Simon, Esq.,** Simon, Eddins & Greenstone, LLP, Dallas, TX

**8:45 AM – Asbestos Litigation in 2011 & Beyond- Current & Emerging Trends**

- Past is prologue: what can be learned from the past three decades and applied to today's asbestos litigation landscape
- New and emerging theories, defendants and jurisdictions
- New case law and changes in the traditional administration of asbestos cases – what has changed and what has stayed the same?
- The plaintiff/defense perspective on asbestos litigation in 2011 – insights into how the system can be improved
- What are the events and rulings that could shape the future of asbestos litigation?

**Perry Browder, Esq.,** Simmons Browder Gianaris Angelides & Barnerd LLC, East Alton, IL  
**Shepard Hoffman, Esq.,** Law Offices of Shepard Hoffman, LLC, Dallas, TX  
**John Kurowski, Esq.,** Kurowski, Bailey and Shultz, LLC, Swansea, IL  
**William Mahoney, Esq.,** Segal McCambridge Singer & Mahoney, Ltd., Chicago, IL  
**Albert Parnell, Esq.,** Hawkins Parnell Thackston & Young LLP, Atlanta, GA  
**Perry Weitz, Esq.,** Weitz & Luxenberg P.C., New York, NY

## **10:00 AM – The Future of Asbestos MDL- 875: Dismissals, Demands & Remands**

- Expectations from the bench
- The current status of MDL 875 proceedings
- Discovery considerations
- Protocols for dispositive motions
- Remands and trials
- Status and plan for adjudication of remaining cases

**Hon. Eduardo C. Robreno, USDJ, Presiding Judicial Officer of MDL-875, Philadelphia, PA**

## **10:30 AM – Break, Sponsored by: Magna Legal**

## **10:45 AM – Litigation Migration: Understanding Strategies and docket considerations in the Nation's Busiest & Emerging Asbestos Dockets**

- Overview of significant developments in Pennsylvania, Illinois, California and Texas
- Trial slots – where are claims currently being filed and is there a migration? A breakdown of which jurisdictions are docketing mesothelioma claims?
- What are the compelling issues that will drive these jurisdictions in 2011?
- Where are the emerging dockets of 2010-2011?

**Moderator: John Hugo, Esq.,** Cooley Manion Jones LLP, Boston, MA

**Hon. Mark Davidson,** 11th Civil District Court of Texas, Harris County, TX

**Randy Gori, Esq.,** Gori Julian & Associates, P.C., Edwardsville, IL

**Edward Hugo, Esq.,** Brydon, Hugo & Parker, San Francisco, CA

**John Kurowski, Esq.,** Kurowski, Bailey and Shultz, LLC, Swansea, IL

**Hon. Sandra Mazer Moss,** Coordinating Judge Complex Litigation Center, Philadelphia, PA

**Kevin O'Brien, Esq.,** Marks, O'Neill, O'Brien & Courtney, P.C., Philadelphia, PA

## **11:45 AM – The Deliberation Room: Insight from Two Jury Members from Recent Los Angeles Trial**

- Perception of counsel: Does it matter?
- Jury Bias: Does either side have an advantage?
- Selection – what should plaintiffs and defendants currently be looking for?
- Variations and bias amongst different jurisdictions
- Dynamic trial techniques that can influence the outcome The role of expert testimony – the juror perspective

**Moderators: Kevin Jordan, Esq.,** Baker Botts L.L.P., Houston, TX

**Jeffrey B. Simon, Esq.,** Simon, Eddins & Greenstone, LLP, Dallas, TX

**Elline Lipkin,** Research Scholar, UCLA, Los Angeles, CA

**J. Lee Meihls, Ph.D.,** President, Trial Partners, Inc., Beverly Hills, CA

**12:30 PM - Networking Lunch, Sponsored by:  
RecordTrak**

**1:30 PM - Witness Bias -- Does It Matter**

**Mark Lanier, Esq.,** The Lanier Law Firm, Houston, TX

**2:30 PM – The Current Chapter of Asbestos Bankruptcy: The Impact on Claimants, Debtors, Insurers and Tort Defendants**

**Philip Bentley, Esq.,** Kramer Levin Naftalis & Frankel LLP, New York, NY

**John D. Cooney, Esq.,** Cooney & Conway, Chicago, IL

**Lloyd Dixon, Ph.D.,** RAND Corporation, Santa Monica, CA

**Elihu Inselbuch, Esq.,** Caplin & Drysdale, New York, NY

**James L. Stengel, Esq.,** Orrick Herrington & Sutcliffe, New York, NY

**Perry Weitz, Esq.,** Weitz & Luxenberg, P.C., New York, NY

**3:30 PM- Break, Sponsored by:  
Brook Hollow Financial**

**3:45 PM – 2011 Judicial Roundtable on Asbestos Litigation: A View from the Bench**

- Judicial administration of mass tort litigation – best practices for keeping cases moving toward resolution
- National overview of changes in CMO's, pre-trial activities and procedures
- Exigent dockets and fast-tracking of claims
- Litigation administration – is there a way for both sides to work together and keep costs down?
- Recurring and emerging evidentiary issues in asbestos cases

**Moderators: Anne Kearse, Esq.,** Motley Rice LLC, Mt. Pleasant, SC

**J. Yasmin Mancini, Esq.,** Segal McCambridge Singer & Mahoney, Ltd., Chicago, IL

**Hon. Peggy L. Ableman,** Superior Court of Delaware, Wilmington, DE

**Hon. Elihu Berle,** Supervising Judge of the Civil Division of the Los Angeles Superior Court, Los Angeles, CA

**Hon. Barbara Crowder,** Circuit Judge in Madison County, Edwardsville, IL

**Hon. Mark Davidson,** 11th Civil District Court of Texas, Harris County, TX

**Hon. Sherry Klein Heitler,** New York State Supreme Court, New York, NY

**Hon. Paulette R. Irons,** New Orleans City Court Judge for Division "M", New Orleans, LA

**Hon. Sandra Mazer Moss,** Coordinating Judge Complex Litigation Center, Philadelphia, PA

## **5:00 PM – An In-House Perspective on Managing and Defending Asbestos-Related claims**

- A corporate response to a deluge of asbestos claims: How to respond
- Matching resources to litigation challenges: The in-house dilemma
- The course to the proper defense: balancing an effective approach to a reasonable budget
- Selection of Outside Counsel: Reasonable expectations assuring an appropriate defense

**Moderators: William Mahoney, Esq.,** Segal McCambridge Singer & Mahoney, Ltd., Chicago, IL  
**Jeffrey B. Simon, Esq.,** Simon, Eddins & Greenstone, LLP, Dallas, TX

**Christy Benton, Esq.,** Litigation Counsel, John Crane Inc., Morton Grove, IL  
**Michael Glackin,** Managing Counsel - Products, IP & DAS Litigation, Dow Chemical Co., Midland, MI  
**Holly A. Harris,** Senior Counsel, Chevron Products Company, San Ramon, CA  
**Malcolm Myers,** Vice President, Asbestos Issues Resolute Management, Inc., Philadelphia, PA  
**Paul Slater, Esq.,** Sr. General Counsel, General Electric Company, Fairfield, CT

**6:00 PM – Cocktail Reception, Sponsored by:  
Gori Julian & Associates, P.C.**

**Friday, March 4, 2011**

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**7:15 AM- Women in Business Breakfast Roundtable, Sponsored by:  
Willman & Silvaggio, LLP**

**Concetta A. Silvaggio, Esq.**, Willman & Silvaggio, LLP, Pittsburgh, PA  
**J. Yasmin Mancini, Esq.**, Segal McCambridge Singer & Mahoney, Ltd., Chicago, IL

**8:00 AM- Registration and Continental Breakfast**

**8:30 AM – Managing Insurer & Policyholder Relationships in 2011 Asbestos Litigation**

- Factors governing choice of local and national counsel?
- Billing and allocating costs
- Best practices for working with counter-parties to achieve desired results
- Managing relationships between policy holder, local counsel, national counsel, and insurer

**Moderators: Steven Hart, Esq.**, Segal McCambridge Singer & Mahoney, Ltd., Chicago, IL  
**Jeffrey B. Simon, Esq.**, Simon, Eddins & Greenstone, LLP, Dallas, TX

**Earl J. Imhoff**, Divisional Sr. Vice President, Great American Insurance Group, Cincinnati, OH  
**Cindy Koehler**, Vice President and Assistant General Counsel, Liberty Mutual Company, Boston, MA  
**Timothy O'Reilly**, Senior Vice President and Assistant General Counsel, Arrowpoint Capital, Charlotte, NC  
**Michael S. Owen**, Manager, Claims, RiverStone Claims Management, LLC, Manchester, NH  
**Linda Tatka**, Claims Director, Fireman's Fund /Allianz Insurance Company, San Francisco, CA

**9:30 AM – Is the Jury Still Out? The Latest Developments in Heavy Equipment and Component Parts Litigation**

- Overview of progeny of cases and recent appellate decisions
- Breakdown of arguments in past/pending cases and calendar of upcoming cases and rulings
- East meets West – jurisdictional overview of cases and trends toward either plaintiff or defense
- Duty to warn issues
- Navy vs. non-Navy cases

**Charles Siegel, Esq.**, Waters & Kraus, LLP, Dallas, TX  
**John Barnerd, Esq.**, Simmons Browder Gianaris Angelides & Barnerd LLC, East Alton, IL  
**Concetta A. Silvaggio, Esq.**, Willman & Silvaggio, LLP, Pittsburgh PA  
**Thomas W. Tardy, III, Esq.**, Forman Perry Watkins Krutz & Tardy LLP, Jackson, MS

## 10:15 AM – Break

## 10:30 AM – The Indirect Claimant - Bystander and Household Exposure Cases

- No longer secondary – an overview of the growing pool of take home and bystander exposure cases
- Current case law regarding no duty – overview of states that hold contrary views
- Impact of recent rulings on premises owners

**Bradley Drew**, Managing Director, PACE Claims Services, Hamilton, NJ

**Marc Gaffrey, Esq.**, Hoagland, Longo, Moran, Dunst & Doukas, LLP, New Brunswick, NJ

**Mickey Landry, Esq.**, Landry & Swarr, LLC, New Orleans, LA

**R. Scott Masterson, Esq.**, Lewis Brisbois Bisgaard & Smith LLP, Atlanta GA

**Timothy Thompson, Jr., Esq.**, Simmons Browder Gianaris Angelides & Barnerd LLC, East Alton, IL

## 11:30 AM – The Experts Speak – Emerging Medical and Scientific Issues in Asbestos Litigation

- The science of asbestos medicine – update on latest research. Fiber type and Mesothelioma – the debate continues
- The pathology of an asbestos disease – does pathology have a role in determining individual causation?
- Epidemiology
- Understanding the latency of asbestos related diseases
- Breaking down the single fiber theory
- How to Effectively Use Medical Experts

**Moderators: Knight Anderson, Esq.**, Hill Fulwider McDowell Funk & Matthews PC, Indianapolis, IN

**Peter Renstrom, Esq.**, Jackson Jenkins Renstrom LLP, San Francisco, CA

**Arnold R. Brody, Ph.D.**, Professor, North Carolina State University, Raleigh, NC

**Charles C. McDonald, M.D.**, Director, Pulmonary Physiology Laboratory, California Pacific Medical Center, San Francisco, CA

## 12:30 PM – Adjourn

*Speakers & Agenda are subject to change.\**

# Register for the Event

## Cutting-Edge Issues in Asbestos Litigation Conference

March 3-4, 2011

The Beverly Wilshire Hotel, Beverly Hills, CA

All in-house counsel and insurance professionals always complimentary at Perrin Conferences. \* *Special Restrictions Apply*. Registration fee is \$1195 and includes private website access to course materials, continental breakfast, lunches, refreshment breaks and networking receptions. *Group discounts available, please inquire.*

Registration Cost **\$1195.**

For more information or to register, contact [Lynnsey Perrin](#) 610-804-6165 or [Julie Steward](#) 856-207-2815.

### Hotel Information

Call the Beverly Wilshire Hotel (310) 275-5200 and reference Perrin Conferences' room block. The conference room rate is \$285 per night for a Deluxe Room, \$350 per night for a Premier Studio Suite.

An additional room block has been set up at the Four Seasons Beverly Hills at Los Angeles Hotel. Call the Four Seasons (310) 786-2215 and reference Perrin Conferences' room block or email your reservation to [reservations.lax@fourseasons.com](mailto:reservations.lax@fourseasons.com). The conference room rate is \$250 per night.

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March 3-4, 2011, Beverly Hills, CA

**Cutting-Edge Issues in Asbestos Litigation Conference**

**Mail-in Registration Form**

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