



Civil Rights and Governmental Tort Liability



Hear from nationally known speakers on the latest from SCOTUS, religious establishment and government, and cutting-edge legal issues



Learn how to manage body camera footage and other visual evidence in litigation



Hear the very latest legal developments on accommodations for transgender individuals



Receive up-to-the-minute analysis from two leading constitutional scholars

January 26-27, 2017

Omni Nashville Hotel

Nashville, TN

DRI
delivers
resources
to build
your practice ■

The 30th annual DRI Civil Rights and Governmental Tort Liability Seminar will come to you “live” this year in Music City. Not only do we have a slate of great speakers—some nationally known—but we will enhance your working knowledge and abilities with presentations on the current state of visual evidence, strategies related to damages and evidence, and eyewitness identification, among other topics. Nashville abounds in great dining and world class nightlife, and will be a great new venue for DRI’s 30th year in producing this informative seminar. Make plans to join colleagues, clients, and old friends for two days of indispensable CLE. Grab your hat and boots and come to Nashville!



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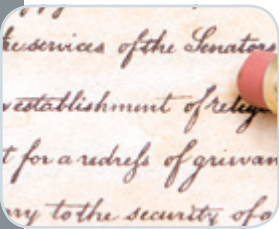


See what others have to say about DRI seminars








What You Will Learn

- How to handle matters involving the issue of religious establishment
- Proven defense strategies to attack damages
- Critical update on municipal/supervisory liability and qualified immunity
- The ins and outs of body cameras—there’s more than just point and shoot
- Current scientific and legal issues involving eyewitness identifications




Get Started

- 1 Review the brochure and identify sessions of interest to you
- 2 Share this brochure with colleagues
- 3 **Register online** or complete the **form in the back**
- 4 Download the DRI App  and  and make use of its features to get the most out of this program
- 5 Share on social media   

Maximize Your DRI Seminar Experience

No one gets you connected like DRI.

- Use the DRI App to customize your schedule, view course materials, and communicate with fellow attendees and speakers.
- Access the **DRI Governmental Liability Committee Community** to network with individual members. Share articles, post blogs, and connect with others on the latest trends in your area of practice.
- Discover the  **DRI Client Connection**—meet in-house and claims professional registrants and speakers.

PROGRAM SCHEDULE

Click on any speaker name to view bio.

WEDNESDAY, JANUARY 25

6:00 p.m. **Registration**6:00 p.m. **Networking Reception**SPONSORED BY **Daniel Coker Horton & Bell PA**
Hall Booth Smith PC7:30 p.m. **Young Lawyers Dine-Around**
(See details on page 4)

THURSDAY, JANUARY 26

Wireless AccessSPONSORED BY **Mazanec Raskin & Ryder Co. LPA**
Erlingson Banks PLLC7:00 a.m. **Registration**7:00 a.m. **Continental Breakfast**SPONSORED BY **Rainey Kizer Reviere & Bell PLC**7:00 a.m. **First-Time Attendees Breakfast****Casey C. Stansbury**, *Mazanec Raskin & Ryder Co. LPA*, Lexington, KY8:00 a.m. **Welcome and Introduction****Laurie K. Miller**, *Jackson Kelly PLLC*, Charleston, WV**Mark E. Hanna**, *Mouledoux Bland Legrand & Brackett LLC*, New Orleans, LA8:15 a.m. **Religious Establishment and the Government**

During recent election cycles, the lines between religion and politics have been blurred. Candidates have discussed religion openly and have been elected based on their religious campaign promises. After the election, the politician must uphold his or her campaign promises and religious beliefs while avoiding Constitutional violations. In this presentation, national litigator of religious liberties cases Jay Alan Sekulow will discuss how state and local governments can address the issue of religious establishment and make the right decisions to avoid unnecessary litigation and publicity.

Jay Alan Sekulow, *American Center for Law and Justice*, Washington, DC9:30 a.m. **Adding a Little Bit of Hollywood to Your Trial**

In this digital age, our juries get more and more information from different media. As lit-

igators, we have to know how to communicate with our juries and, given how the people making up our juries get information outside the courthouse, we need to ensure we have the ability to communicate with them in a similar fashion. In this session, we will learn how animation and visual exhibits are created, how we can use them at trial, and the foundation that needs to be offered to ensure they are admitted.

Todd M. Raskin, *Mazanec Raskin & Ryder Co. LPA*, Cleveland, OH**Linda Weber**, *Visual Evidence Corp.*, Valley View, OH10:30 a.m. **Refreshment Break**SPONSORED BY **Williams Leininger & Cosby PA**10:50 a.m. **It All Comes Down to Money! Defense Strategies Relating to Damages**

We know it, the plaintiff's attorney knows it, the plaintiff knows it, and the jury knows it. It is all about the money. Too often, however, we lose focus on the methods and manner by which we can contest a plaintiff's damages claim. Our presenter will discuss how to handle the numerous issues related to damages that come up before, during, and after trial. Issues addressed will include the types of damages that can be sought against government entities and employees and how to deal with damages when there are multiple defendants.

Monté L. Williams, *Step toe & Johnson PLLC*, Morgantown, WV11:50 a.m. **Lunch (on your own)**11:50 a.m. **Women in the Law Lunch**

(See details on page 4)

1:30 p.m. **Supreme Court Review**

Constitutional scholar and law school dean Erwin Chemerinsky will once again provide his unique perspective on how this year's Supreme Court decisions affect the defense of governmental entities. From analyzing the past years' cases to discussing the cases coming before the Court in the near term, Dean Chemerinsky's engaging, energetic, and informative presen-

tation will provide invaluable information that every civil rights and governmental liability practitioner needs to know.

Erwin Chemerinsky, *University of California Irvine School of Law*, Irvine, CA

3:00 p.m. **Refreshment Break**

3:15 p.m. **Body Cameras: Now that We Have the Video Footage What Do We Do?**

The national cry in light of claims of police excessive force has been for each police officer to be equipped with a body camera. However, the body camera can be limited in its use and function. National lecturer on the efficacy of body cameras Seth Stoughton, a law professor and former police officer, will address the methods and manner by which police departments can properly message what body cameras show and tell before an incident, and then will address the value and limitations of body camera footage in litigation.

Seth W. Stoughton, *University of South Carolina School of Law*, Columbia, SC

4:15 p.m. **Can I Exercise My Free Speech and Still Blow the Whistle?**

In the recent U.S. Supreme Court ruling in *Heffernan v. City of Paterson*, the Court attempted to shed some light on how public employees report misconduct, but still retain First Amendment protection. Our speaker will discuss the Court's ruling in *Heffernan* and provide helpful tips for advising our governmental clients on this issue.

Daniel E. Eaton, *Seltzer Caplan McMahon Vitek*, San Diego, CA

5:20 p.m. **Governmental Liability Committee Meeting** (*open to all*)

6:00 p.m. **Networking Reception**

SPONSORED BY **Greines Martin Stein & Richland LLP**
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7:30 p.m. **Dine-Arounds** | Join colleagues and friends at selected restaurants for dinner (*on your own*). More details on-site.

FRIDAY, JANUARY 27

Wireless Access

SPONSORED BY **Mazanec Raskin & Ryder Co. LPA Erlingson Banks PLLC**

7:00 a.m. **Registration**

7:00 a.m. **Continental Breakfast**

8:00 a.m. **Announcements**

Jody C. Corbett, *Berke Law Firm PLLC*, Phoenix, AZ

8:05 a.m. **What's Up with Municipal and Supervisory Liability and Qualified Immunity in Section 1983 Litigation?**

Professor Blum will canvas recent cases and highlight new and important developments in the areas of municipal and supervisory liability, as well as qualified immunity. Who's a policy-maker and whose policy is it? What's happening post-*Connick* with single incident claims and entity liability? How is your circuit treating supervisory liability in the wake of *Iqbal*? What do you need to know when you are asserting the qualified immunity defense and framing your interlocutory appeal? This overview will bring you up to date on many of the complex issues encountered in defending your clients.

Karen M. Blum, *Suffolk University Law School*, Boston, MA

9:35 a.m. **Refreshment Break**

SPONSORED BY **MacMain Law Group**

9:50 a.m. **Top 10 Evidentiary Issues in Public Entity Cases**

In this presentation, we will discuss evidentiary issues we consistently deal with in representing governmental entities, as well as new ideas for handling those issues. From authentication to admissibility, no issue will be left unaddressed. While we call it a "Top 10," this discussion will provide more than 10 benefits for civil rights litigators and shouldn't be missed.

Benjamin E. Griffith, *Griffith Law Firm*, Oxford, MS

10:50 a.m. **I Saw You... But Did I Really? Eyewitness Identification Issues in Civil Cases**

We all know the importance of eyewitnesses to any event. They can be the key to winning or

losing any case. However, eyewitness identification evidence can be as suspect as any other piece of evidence, and the ability to support or undermine that evidence can make or break your case. In this presentation, we will learn the current status of the scientific and legal issues related to eyewitness identifications of criminal suspects and the impact they can have on our cases.

Lori V. Berke, *Berke Law Firm PLLC*, Phoenix, AZ
John T. Wixted, PhD, *University of California San Diego*, La Jolla, CA

11:50 a.m. **Lunch (on your own)**

1:00 p.m. **Issues Related to the Accommodation of Transgender Individuals in Schools and Other Public Facilities**

As counselors for local governments, we all receive calls on any number of topics on a daily basis. With this presentation, we will attempt to address one of the most hot-button items for any state or local governmental entity today: the transgender debate. Our presenter, one of the lawyers from the recent Fourth Circuit case, *G.G.*

2:00 p.m.

Recent Developments in Legal Ethics

Professor Ciolino will provide an update on current issues in legal ethics, including conflicts of interest that can arise in the representation of government entities and employees. We all know what a sticky wicket conflicts of interest can be in representation of governmental entities, and Professor Ciolino will lead a lively discussion that will assist those in attendance in resolving those issues in our everyday practice, as well as other ethical issues that arise in representation of governmental entities.

Dane S. Ciolino, *Loyola University New Orleans College of Law*, New Orleans, LA

3:00 p.m.

Adjourn

“Best seminar on governmental laws and the multiple changes in law that occurred not only that year, but what is on the horizon.”

NETWORKING EVENTS

Wednesday, January 25

Young Lawyers Dine-Around

Meet with other young lawyers for a fun-filled evening at a local restaurant for networking and good food. More details and information on how to RSVP will be provided later. Please contact Josh Portnoy, portnoy@gtlaw.com, for more information.

Thursday, January 26

Women in the Law Lunch

Join fellow Women in the Law Committee Members for lunch at a restaurant near the hotel. Please contact Chrissy Vessels, cvessels@mrrlaw.com, for more information.

Community Service



DRI's Government Liability Committee is pleased to announce a public service project in connection with the 2017 Seminar. We will be supporting **The One Hundred Club of Nashville**, an organization dedicated to "providing financial assistance to the families of police officers, firefighters, and EMT staff employed by an official police or fire organization in Metropolitan Nashville who lose their lives or are victim of serious, traumatic and disabling injury in the line of duty." More details regarding fundraising activities to be provided on-site.

GENERAL INFORMATION

In-House Counsel

In-house counsel are eligible for free registration to DRI seminars. In-house counsel are defined as licensed attorneys, who are employed exclusively by a corporation or other private sector organization for the purpose of providing legal representation and counsel only to that corporation, its affiliates and subsidiaries. In order to qualify for free registration, the individual must also be a DRI member and a member of DRI's Corporate Counsel Committee. Offer excludes the DRI Annual Meeting.

Claims Executives

Any member of DRI employed as a claims professional by a corporation or insurance company, who spends a substantial portion of his or her professional time hiring or supervising outside counsel in the representation of business, insurance companies or their insureds, associations or governmental entities in civil litigation, will be entitled to free attendance at any DRI program. **Limited to one seminar per calendar year.** Offer excludes DRI Annual Meeting.

CLE/Claims Adjusters Accreditation

This seminar has been approved for MCLE credit by the State Bar of California for up to **12.25** hours, including **1** hour of ethics credit. Accreditation has been requested from every state with mandatory continuing legal education (CLE) requirements. Certificates of attendance will be provided to each attendee. Attendees are responsible for obtaining CLE credits from their respective states. **Application has been made for continuing education for claims adjusters.** Credit availability and requirements vary from state to state; please check the DRI website at dri.org for the latest information for your state.



A limited number of discounted hotel rooms have been made available at **Omni Nashville Hotel, 250 5th Avenue South, Nashville, TN 37203** ([click here](#) to view hotel photos).

Take advantage of the group rate of **\$254 Single/Double** in one of two ways:

- 1) Reserve online: [Click here](#) or visit dri.org and go to the **DRI Civil Rights and Governmental Tort Liability Seminar page** and click on the "Book hotel" button.
- 2) Or **contact the hotel directly at 615.782.5300** and mention the **DRI Civil Rights and Governmental Tort Liability Seminar**.

The hotel block is limited and rooms and rates are available on a first-come, first-served basis. You must make reservations by **December 23, 2016**, to be eligible for the group rate. Requests for reservations made after **December 23, 2016** are subject to room and rate availability.

Registration Policy

Save \$100 when you register by December 23, 2016. (See the registration form for pricing.) The registration fee includes course materials, continental breakfasts, refreshment breaks, networking receptions, and access to the DRI App. If you wish to have your name appear on the registration list distributed at the conference and receive the course materials in advance, DRI must receive your registration by **January 3, 2017** (*please allow 10 days for processing*). Registrations received after **January 3, 2017**, will be processed on-site.

Refund Policy

The registration fee is fully refundable for cancellations received on or before **January 3, 2017**. Cancellations received after **January 3** and on or before **January 10, 2017**, will receive a refund, less a \$100 processing fee. Cancellations made after **January 10** will not receive a refund, but a \$100 certificate good for any DRI seminar within the next 12 months will be issued. All cancellations and requests for refunds must be made in writing. Fax (312.795.0747) or email (seminars@dri.org) to DRI's Accounting Department. Processing of refunds will occur within four weeks after the date of the seminar. All refunds will be processed in the same method that the payment was received. Substitutions may be made at any time without charge and must be submitted in writing.

Discounts

Group Discount The first and second registrations from the same firm or company are subject to the fees outlined previously. The registration fee for additional registrants from the same firm or company is **\$695**, regardless of membership status. All registrations must be received at the same time to receive the discount.

Travel Discounts DRI offers discounted meeting fares on various major air carriers for **DRI Civil Rights and Governmental Tort Liability Seminar** attendees. To receive these discounts, please contact Direct Travel, DRI's official travel provider, at 800.840.0908. As always, to obtain the lowest available fares, early booking is recommended.

- The taping or recording of DRI seminars is prohibited without the written permission of DRI.
- Speakers and times may be subject to last-minute changes.
- A small portion of your room rate offsets the costs of the seminar.
- DRI policy provides there will be no group functions sponsored by others in connection with its seminars.

Hotel Accommodations

FACULTY *Click on any name to view bio.*

Peter G. Archangeli, Argo Group/Trident Public Risk Solutions, Springfield, MA

- Lori V. Berke**, Berke Law Firm PLLC, Phoenix, AZ
- Karen M. Blum**, Suffolk University Law School, Boston, MA
- Erwin Chemerinsky**, University of California Irvine School of Law, Irvine, CA
- Dane S. Ciolino**, Loyola University New Orleans College of Law, New Orleans, LA
- Jody C. Corbett**, Berke Law Firm PLLC, Phoenix, AZ
- David P. Corrigan**, Harman Claytor Corrigan & Wellman PC, Richmond, VA
- Daniel E. Eaton**, Seltzer Caplan McMahon Vitek, San Diego, CA
- Benjamin E. Griffith**, Griffith Law Firm, Oxford, MS
- Mark E. Hanna**, Mouledoux Bland Legrand & Brackett LLC, New Orleans, LA

- David J. MacMain**, The MacMain Law Group LLC, Malvern, PA
- Laurie K. Miller**, Jackson Kelly PLLC, Charleston, WV
- Todd M. Raskin**, Mazanec Raskin & Ryder Co. LPA, Cleveland, OH
- Jay Alan Sekulow**, American Center for Law and Justice, Washington, DC
- Casey C. Stansbury**, Mazanec Raskin & Ryder Co. LPA, Lexington, KY
- Seth W. Stoughton**, University of South Carolina School of Law, Columbia, SC
- Linda Weber**, Visual Evidence Corp., Valley View, OH
- Monté L. Williams**, Steptoe & Johnson PLLC, Morgantown, WV
- John T. Wixted, PhD**, University of California San Diego, La Jolla, CA

Denotes THE DRI CLIENT CONNECTION: In-house and claims professional speakers

View faculty bios online on the Civil Rights and Governmental Tort Liability Seminar webpage; *click on "View speakers" button.*

“Best networking opportunity for public entities. The committee/DRI has been able to make this program a cannot miss for carriers. ... Panel counsel meetings are great. Also, the educational component is the best for civil rights defense counsel.”

Use the DRI App to enhance your seminar experience



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- View the program schedule and customize your own
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- Keep notes
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- Make use of social media within the app to share your seminar experience

CLE for Your Practice

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February 1–3
Women in the Law
*Omni Scottsdale Resort
at Montelucia, Scottsdale, AZ*

February 8–10
Product Liability Conference
*The Cosmopolitan of
Las Vegas, Las Vegas, NV*

March 2–3
Construction Law
*The Cosmopolitan of
Las Vegas, Las Vegas, NV*

March 2–3
Medical Liability and Health Care Law
*The Cosmopolitan of
Las Vegas, Las Vegas, NV*

March 15–17
Trial Tactics
*The Venetian Palazzo Resort,
Las Vegas, NV*

Publications for Your Practice

Members can access committee newsletters and seminar course materials via **DRI Online** at **dri.org**.

Newsletter *Governmental Liability* (2 times a year)
Visit the **Governmental Liability Committee page** on **dri.org** for information about the committee and related resources.

Governmental Liability focus in *For The Defense*
June 2017 (upcoming)
July 2016
June 2015

Defense Library Series
Government Tort Caps, Immunity and Liability



Diversity and Inclusion in DRI: A Statement of Principle

DRI is the largest international membership organization of attorneys defending the interests of business and individuals in civil litigation.

Diversity is a core value at DRI. Indeed, diversity, which includes sexual orientation, is fundamental to the success of the organization, and we seek out and embrace the innumerable benefits and contributions that the perspectives, backgrounds, cultures, and life experiences a diverse membership provides.

Inclusiveness is the chief means to increase the diversity of DRI's membership and leadership positions. DRI's members and potential leaders are often also members and leaders of other defense organizations. Accordingly, DRI encourages all national, state, and local defense organizations to promote diversity and inclusion in their membership and leadership.

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DRI wishes to thank our sponsors for their support at this year's seminar!

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Civil Rights and Governmental Tort Liability Seminar

January 26-27, 2017

Omni Nashville Hotel | Nashville, TN

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Please list any special needs _____

Are you a first-time attendee at this DRI seminar? Yes No

How many attorneys are in your firm? _____ What is your primary area of practice? _____

REGISTRATION FEE

Registration fee includes seminar attendance, networking events, course materials, and access to the DRI App. DRI will email a link to download the course materials to all registrants two weeks in advance of the seminar.

	On or before Dec. 23, 2016	After Dec. 23, 2016
<input type="checkbox"/> Member	\$795	\$895
<input type="checkbox"/> Nonmember	\$1,025	\$1,125
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<input type="checkbox"/> Group Discount*	\$695 (*as defined on page 5)	
<input type="checkbox"/> Community Service Project	FREE	

For inclusion on the preregistration list and to receive course materials in advance, register by January 3, 2017.

PAYMENT METHOD

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 Please charge my VISA MasterCard American Express.

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Civil Rights

2017-0040B

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- Network using the member directory
- Learn about volunteer opportunities

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