Drug and Medical Device
Sharing Resources and Knowledge to Strengthen the Pharmaceutical and Medical Device Industry

- Prescription opioids: Are controlled substances controlling litigation?
- IoT and connected devices: Maintaining the security of things
- Doctors as defendants: Making lemonade out of litigation
- TED-style talks by the deans of the defense bar

May 10-11, 2018
New York Marriott Marquis
New York, NY
Please join us in the “Big Apple,” New York City, to attend the 2018 DRI Drug and Medical Device Seminar. You will learn from first-rate presentations by in-house counsel, law firm attorneys, law school academicians, first-chair trial counsel, and a jury consultant. You will also hear reflections on the practice of law in TED-style talks by prominent members of the defense bar and a viewpoint from the federal bench regarding diversity and inclusion issues. In addition to top-notch educational presentations, there will be plenty of networking with clients, colleagues, and friends. This seminar is the “go-to” event for practitioners in the pharmaceutical and medical device defense arena, so please don’t miss out. Be sure to register today!

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Program Chair

Sara J. Gourley
Committee Chair

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Law Institute

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What You Will Learn

- The latest mass tort trends, including litigation funding
- What is transpiring in the burgeoning opioid litigation
- About the internet of things and increasing cybersecurity risks of new technology in medical devices
- The importance of the power of persuasion in jury trials with a unique look at millennials
- What to expect nowadays from plaintiff counsel during closing arguments

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WEDNESDAY, MAY 9

2:00 p.m.  Registration (for breakout session attendees)

IN-HOUSE BREAKOUT
2:30 p.m.–5:30 p.m.  (Seminar registration required; attendance strictly limited to in-house counsel. No CLE available for this session.)

Join your in-house peers for a unique opportunity to discuss topics of importance to in-house counsel. Exchange ideas while networking with colleagues in a forum designed for in-house counsel by in-house counsel. For more information, email Gail Rodgers at gail.rodgers@dlapiper.com.

5:00 p.m.  Registration
6:00 p.m.  First Time Attendees Reception
6:00 p.m.  Networking Reception

THURSDAY, MAY 10

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

7:00 a.m.  Friends of Bill W.
7:50 a.m.  Welcome and Introduction
Ted J. McDonald III, McDonald Davidson PA, Overland Park, KS
Sara J. Gourley, Sidley Austin LLP, Chicago, IL
Sheila S. Boston, Arnold & Porter Kaye Scholer LLP, New York, NY

8:00 a.m.  Mass Torts Gone Wild!
This session will explore tools available to win-now frivolous claims from MDLs and how to create barriers to entry for MDL “stockpilers.”
Jaime L. Dodge, Emory University School of Law, Atlanta, GA
Alan E. Rothman, Arnold & Porter Kaye Scholer LLP, New York, NY

8:50 a.m.  Medical Devices and the IoT: A (Cyber) Risky Business?
The ever-evolving technologies of the Internet of Things (IoT) are on the verge of significantly disrupting the traditional processes of healthcare delivery and patient interaction. Hear a discussion about the current legal exposures involved with IoT use, including regulatory implications and security, privacy, and litigation risks.
Robert S. Jett III, Stryker Corporation, Allendale, NJ
Maryanne C. Woo, Reed Smith LLP, Chicago, IL

9:40 a.m.  Never Waste a Good Crisis: Explaining a Government Settlement
Plaintiffs claim your client is a recidivist. In reality, a company that settles with the government often has investigated misconduct, cleaned house, strengthened compliance programs, and agreed to a corporate monitor. Learn what to look for to portray your client in the best light possible.
David N. Kelley, Dechert LLP, New York, NY
Wendy Weiss, Navigant Consulting, Los Angeles, CA

10:45 a.m.  Prescription Opioids: Controlled Substances, Uncontrolled Litigation
Learn about today’s opioid enforcement and litigation landscape, as well as themes that defense counsel might employ to defend their clients and provide advice on how they can be part of the solution.
MODERATOR  |  Michael A. Walsh, Strasburger & Price LLP, Dallas, TX
Carrie Hazard, Endo Pharmaceuticals, Malvern, PA
Harry Kovelman, MD, Parsippany, NJ
Lynn Mehler, Hogan Lovells US LLP, Washington, DC

11:40 a.m.  TED-Style Talk
Madeleine M. McDonough, Shook Hardy & Bacon LLP, Washington, DC
12:00 p.m. Diversity and Inclusion Luncheon ($50 fee; check box on registration form)

KEYNOTE SPEAKER | The Honorable Denny Chin, US Court of Appeals for the Second Circuit, New York, NY

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12:00 p.m. Lunch (on your own)

1:30 p.m. Young Lawyers Blockbuster (see below)

1:45 p.m. Skating on the Glass Ceiling:
A View from the Top
Female powerbrokers provide personal perspective on making it to the top and skating on the glass ceiling. Their guidance will include how to set yourself up for leadership roles; manage bias; be an effective supervisor, champion, and mentor; and foster an equitable work environment.

MODERATOR | Teri H. Peeples, Sidley Austin LLP, New York, NY

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Madeleine M. McDonough, Shook Hardy & Bacon LLP, Washington, DC

Anna S. Richo, UCB SA, Brussels, Belgium

Joan M. Schmidt, Biotronik Inc., New York, NY

2:40 p.m. TED-Style Talk

Bradley E. Lerman, Medtronic PLC, Minneapolis, MN

3:00 p.m. Refreshment Break

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**YOUNG LAWYERS BLOCKBUSTER**

Thursday, May 10, 1:30 p.m.–4:15 p.m.

Regulation, its key tenets, its impact on U.S. litigation, and best practices.

Melissa M. Fukushima, Venable LLP, Baltimore, MD

2:40 p.m. Remanded from an MDL: Trial Preparation

Hear from an experienced trial lawyer about a junior attorney’s role in preparing the remanded case for trial.

Charissa N. Walker, Tucker Ellis LLP, Cleveland, OH

3:00 p.m. Refreshment Break

SPONSORED BY Venable LLP

3:15 p.m. Corporate Panel: What In-House Counsel Want from Young Lawyers

- A. Elizabeth Balakhani, GlaxoSmithKline, Philadelphia, PA
- Michael W. King, Novo Nordisk Inc., Plainsboro, NJ
- Deirdre R. Kole, Johnson & Johnson, New Brunswick, NJ
- Cecily C. Williams Henson, Bristol-Myers Squibb Co., Lawrence Township, NJ

4:15 p.m. Adjourn
3:10 p.m. Closing Arguments: Deflating Plaintiffs’ Go-To Themes
Learn new strategies to counter common closing argument themes while connecting with and persuading jurors through the use of jury-friendly soundbites, stories, and narratives.
Craig A. Thompson, Venable LLP, Baltimore, MD

4:00 p.m. SLG Meetings
Complex Medicine | Class Action and Multiparty Litigation | Defense of Generic Manufacturers | Defending Against Governmental Actions | Plaintiffs’ Regulatory Experts | Trial Practice and Strategy

4:45 p.m. Drug and Medical Device Committee Meeting
(open to all)

DRI For Life
5:30 p.m. Fitness Activity—Central Park Run/Walk
Contact Erik Snapp at erik.snapp@dechert.com for info.

6:30 p.m. Networking Reception
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FRIDAY, MAY 11
7:00 a.m. Registration
7:00 a.m. Friends of Bill W.
7:00 a.m. Continental Breakfast
SPONSORED BY Reed Smith LLP

7:55 a.m. Opening Remarks and Introductions
Gail Rodgers, DLA Piper LLP (US), New York, NY
Erik W. Snapp, Dechert LLP, Chicago, IL

8:00 a.m. Hot Off the Press: Emerging Issues
Hear about the effect of recent decisions on preemption, the latest on personal jurisdiction, and liability concerns for medical marijuana.
Jenny A. Covington, Bowman and Brooke LLP, Minneapolis, MN
Timothy E. Hudson, Thompson & Knight LLP, Dallas, TX

8:50 a.m. Plaintiffs’ Ever-Evolving Tactics
Hear about plaintiffs’ latest “bag of tricks” and learn techniques to beat plaintiffs’ counsel at their own game.
Beth A. Wilkinson, Wilkinson Walsh & Eskowitz, Washington, DC

9:40 a.m. TED-Style Talk
James K. Grasty, Merck & Co. Inc., North Wales, PA

10:00 a.m. Refreshment Break
SPONSORED BY Butler Snow LLP
Quattlebaum Grooms & Tull PLLC

10:15 a.m. The Millennial Invasion of Jury Pools
Millennials outnumber baby boomers in the United States. How do they learn differently? How can you ensure that your trial presentation reaches them? This panel will answer those challenging questions and more.
David E. Dukes, Nelson Mullins Riley & Scarborough LLP, Columbia, SC
Glenn G. Kuper, Jr., PhD, Tsongas Litigation Consulting, Portland, OR
Brett A. Tarver, Jones Day, Atlanta, GA

11:15 a.m. Client Relationships with Consumer Doctors: Walking on a Tightrope
Your clients value their physician customers. Learn how to walk the proverbial “tightrope” when patients file lawsuits blaming both their physicians and our industry clients for their injuries.
Lisa M. Floro, Coloplast Corp., Minneapolis, MN
Michael-Bryant Hicks, Mallinckrodt Pharmaceuticals, Saint Louis, MO

12:05 p.m. Ethics: Financing Mass Torts
Third-party litigation funding (TPLF) is here to stay. Yet it presents serious ethical issues. Learn about recent efforts to address those issues and gain insights into how TPLF can affect your defense of a matter.
Bruce A. Green, Fordham University School of Law, New York, NY
Tripp Haston, Bradley Arant Boult Cummings LLP, Birmingham, AL
Daniel Healey, Pfizer Inc., New York, NY

1:05 p.m. Adjourn

Community Service—Support Covenant House 2:00 p.m.
Join in serving food to homeless, trafficked, and at-risk young people. Please contact James Craven at jcraven@wiggin.com for more information.
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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 private sector organization for the purpose of providing legal representation and counsel only to that corporation, its affiliates, or its subsidiaries. To qualify for free registration, in-house counsel must be a DRI member and a member of the DRI Corporate Counsel Committee or be sponsored by a DRI member who is both registered and has paid for the seminar. Nonmember in-house counsel may utilize this offer only once. This offer excludes the DRI Annual Meeting and the DRI Business Management Principles for Lawyers Seminar.

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**CLE/Claims Adjusters Accreditation**

This seminar has been approved for MCLE credit by the State Bar of California for up to 10 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.

**Registration Policy**

Save $100 when you register by April 9, 2018. (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 April 16, 2018 (please allow 10 days for processing). Registrations received after April 16, 2018 will be processed on-site.

**Refund Policy**

The registration fee is fully refundable for cancellations received on or before April 16, 2018. Cancellations received after April 16 and on or before April 23, 2018, will receive a refund, less a $100 processing fee. Cancellations made after April 23 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 $895, regardless of membership status if received on or before April 9, 2018. After April 9, the group rate is $995. 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 Drug and Medical Device 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.

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Individuals who demonstrate need may receive limited financial aid to attend DRI CLE programs under the following terms and conditions:

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- 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**

A limited number of discounted hotel rooms have been made available at New York Marriott Marquis, 1535 Broadway, New York, NY 10036 (click here to view hotel photos).

Take advantage of the group rate of $369 Single/Double in one of two ways:

1) Reserve online: Click here or visit dri.org and go to the DRI Drug and Medical Device Seminar page and click on the “Book hotel” button.
2) Or contact the hotel directly at 212.398.1900 and mention the DRI Drug and Medical Device Seminar.

The hotel block is limited and rooms and rates are available on a first-come, first-served basis. You must make reservations by April 9, 2018, to be eligible for the group rate. Requests for reservations made after April 9 are subject to room and rate availability.

**GENERAL INFORMATION**
Jennifer Sarah Haccoun Abramson, Chubb Edwards Canada, Mississauga, ON

A. Elizabeth Balakhani, GlaxoSmithKline, Philadelphia, PA

Shannon E. Beamer, Venable LLP, Baltimore, MD
Sheila S. Boston, Arnold & Porter Kaye Scholer LLP, New York, NY
The Honorable Denny Chin, US Court of Appeals for the Second Circuit, New York, NY
Jenny A. Covington, Bowman and Brooke LLP, Minneapolis, MN
Jessica Benson Cox, Faegre Baker Daniels LLP, Indianapolis, IN
Jaime L. Dodge, Emory University School of Law, Atlanta, GA
David E. Dukes, Nelson Mullins Riley & Scarborough LLP, Columbia, SC
Lisa M. Floro, Coloplast Corp., Minneapolis, MN
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Timothy E. Hudson, Thompson & Knight LLP, Dallas, TX
Robert S. Jett III, Stryker Corporation, Allendale, NJ
David N. Kelley, Dechert LLP, New York, NY

Michael W. King, Novo Nordisk Inc., Plainsboro, NJ
Deirdre R. Kole, Johnson & Johnson, New Brunswick, NJ
Harry Kovelman, MD, Parsippany, NJ
Glenn G. Kuper, Jr., PhD, Tsongas Litigation Consulting, Portland, OR
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Ted J. McDonald III, McDonald Davidson PA, Overland Park, KS
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Kevin L. Ong, PhD, PE, Exponent, Philadelphia, PA
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Maryanne C. Woo, Reed Smith LLP, Chicago, IL

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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.

Harassment and Discrimination

DRI is committed to the policy of equal opportunity regardless of race, color, religion, sex, sexual orientation, gender, national origin and disability in all of its programs and activities, as well as maintaining an environment in our programs and activities which is free from all forms of harassment or discrimination of any kind. Pursuant to this policy, if any person who attends our programs or activities experiences unlawful discrimination or harassment, this should be reported to the Executive Director so that appropriate action may be taken.

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