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Asbestos Medicine

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DRI Asbestos
Medicine Seminar
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will be known as
wicked smart!**

- Revolutionize your knowledge of defense strategies and preparation with what you will learn
- Make way for the latest developments in asbestos and talc medicine, toxicology, and epidemiology
- Become the go-to person at your firm when you increase business during all the many networking events



November 14-15, 2019

The Westin Boston Waterfront

Boston, MA

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The 2019 DRI Asbestos Medicine Seminar will bring together a superb lineup of experts in the science and medicine of asbestos and top-flight litigators to the city on a hill—Boston, Massachusetts. With updates on recent U.S. Supreme Court and state court rulings that affect our ever-changing litigation, the latest on genetics in causation, and insights into cross-examination and deposition taking, this seminar has more touchdowns than Brady to Gronk. And do not miss out on the opportunities for business development during the breaks, mixers, and receptions, or even those over a cup of Dunk's coffee before the day starts. Attendees at the 2019 DRI Asbestos Medicine Seminar will depart this city, which played a crucial role in American history, with the latest and greatest information to ride home and be revered by their peers!



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Program Chair



Catherine E. Goldhaber
Program Co-Vice Chair



Bruce T. Bishop
Program Co-Vice Chair



Patrick J. Sweeney
Law Institute

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What You Will Learn



- How *DeVries* shaped the bare metal defense
- Insights on defending wicked different mesothelioma cases
- The effect of talc defendants on asbestos litigation
- Deposition tips that take your examination over the Green Monster

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PROGRAM SCHEDULE

WEDNESDAY, NOVEMBER 13

6:00 p.m. **Registration**

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

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& Dicker LLP**

THURSDAY, NOVEMBER 14

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

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

SPONSORED BY **Burr & Forman LLP**

Wilbraham Lawler & Buba PC

8:00 a.m. **Welcome and Introductions**

Patrick J. Sweeney, *Sweeney & Sheehan*,
Philadelphia, PA

Evelyn Fletcher Davis, *Hawkins Parnell &
Young LLP*, Atlanta, GA

8:10 a.m. **Worldwide Epidemiology of Mesothelioma**

Dr. Boffetta, a world-renowned scientist in the areas of epidemiology, oncology, and public health, discusses his research, specifically the worldwide incidence of mesothelioma and what it means for the issue of fiber type and mesothelioma.

🏆 **Paolo Boffetta, MD**, *Icahn School of
Medicine at Mount Sinai*, New York, NY

9:00 a.m. **Meeting the Challenges of
Asbestos Litigation in 2019**

Asbestos litigation is over 45 years old and its landscape has changed. Lack of warnings is the exception, not the rule. Asbestos content is not a given. Medical advances increase longevity and damages. With the *Devries* opinion, Navy defendants must refocus defenses. This presentation will advise practitioners how to best defend the 2019 case.

David A. Speziali, *Speziali Greenwald &
Hawkins PC*, Williamstown, NJ

9:55 a.m. **Refreshment Break**

SPONSORED BY **Pierce Davis & Perritano LLP**

Click on any speaker name to view bio.

10:15 a.m. **Asbestos and Principles of Toxicology:
What You Need to Know**

This presentation will cover toxicology basics, such as the dose–response relationship, as well as concepts unique to asbestos, including differences in toxicological responses as a function of fiber type.

◆◆ **Barbara D. Beck, PhD, DABT, ATS**, *Gradient*,
Cambridge, MA

11:05 a.m. **Discussion and Mock Demonstration
of Opening and Closing Techniques
with Jurors Ages 21–40**

Mr. Parnell presents on the nuances of captivat-
ing the millennial juror.

Albert H. (Al) Parnell, *Albert H. Parnell PC*,
Atlanta, GA

11:45 a.m. **Lunch (on your own)**

1:15 p.m. **Asbestos Regulatory Risk Assessment:
Traces and Thresholds and Torts, Oh My!**

The presentation will describe the frame-
work for conducting an asbestos regulatory
risk assessment employing a linearized, non-
threshold dose–response model. Context for
evaluating background, negligible, acceptable,
and actionable risk will be provided through
a case study (development of a health-based
benchmark for asbestos in residential dwellings
affected by the World Trade Center disaster).

◆◆ **Mark A. Maddaloni, DrPH, DABT**,
Cardno ChemRisk, Brooklyn, NY

1:30 p.m. **Young Lawyers Breakout (see page 3)**

1:45 p.m. **Defending the Unusual Mesothelioma Case**

Dr. Weill will provide the pulmonologist’s per-
spective on unique mesothelioma diagnoses,
including potential causes and considerations
in evaluating such a case.

🏆 **David Weill, MD**, *Weill Consulting Group*,
New Orleans, LA

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YOUNG LAWYERS BREAKOUT

Thursday, November 14, 1:30 p.m.–3:45 p.m.

1:30 p.m. **Opening Remarks and Introductions**
Whitney K. Barrows, *Cetrulo LLP*, Boston, MA
Kathleen (Kate) Chetta, *McElroy Deutsch Mulvaney & Carpenter LLP*, Morristown, NJ

1:35 p.m. **Asbestos Medicine 101: Strategies for Defending “Other Cancer” and Asbestosis Cases**
Rick Braun, *Collins Einhorn Farrell PC*, Southfield, MI
Elizabeth Sorenson Brotten, *Foley & Mansfield PLLP*, Minneapolis, MN

2:15 p.m. **Swimming with the Sharks: Deposition Techniques on Topics of Smoking, OSHA, and State of the Art**
Jessica J. Burgasser, *Wilbraham Lawler & Buba PC*, Buffalo, NY
Christopher C. Ege, *Hawkins Parnell & Young LLP*, Austin, TX
Danielle R. Luisi, *Husch Blackwell LLP*, Chicago, IL
David A. Speziali, *Speziali Greenwald & Hawkins PC*, Williamstown, NJ

BREAKOUTS

Thursday, November 14, 4:00 p.m.–5:50 p.m. (choose one)

	4:00 p.m. – 4:50 p.m.	5:00 p.m. – 5:50 p.m.
MAIN STAGE	Opt Ins: Diversity, Inclusion, and Elimination of Bias (Ethics Credit) Bernadette W. Catalana , <i>Manning Gross + Massenburg LLP</i> , New York City, NY Trisha Volpe , <i>Barnes & Thornburg LLP</i> , Minneapolis, MN	
ROOM A	Avoiding Discovery Sanctions in Document Productions and Corporate Representative Depositions Shelley K. Napolitano , <i>Maron Marvel Bradley Anderson & Tardy LLC</i> , New Orleans, LA Farah S. Nicol , <i>Polsinelli LLP</i> , Los Angeles, CA	Presenting and Cross-Examining CIH and Epidemiological Experts Eric D. Cook , <i>Willcox & Savage PC</i> , Norfolk, VA Eric T. Hawkins , <i>Hawkins Parnell & Young LLP</i> , Atlanta, GA
ROOM B	Insurance Industry Session (also open to Defense Counsel) ➤ Kevin Hannemann , <i>Riverstone Resources</i> , Manchester, NH ➤ Romar Knapp , <i>Resolute Management Inc.</i> , Dover, NH ➤ Mark G. Lionetti , <i>Brandywine Group of Insurance Co.</i> , Philadelphia, PA	Discovery and Data: Who Owns the Data? Who Uses the Data? What Can We Learn from Litigation Data? ➤ Richard A. Janisch , <i>Arcina Risk Group LLC</i> , Los Angeles, CA Carrie Scott , <i>KCIC</i> , Washington D.C.
ROOM C	In-House Counsel-Only Session ➤ Marcus A. Carter , <i>Shell Oil Company</i> , Houston, TX ➤ Paul F. Slater , <i>General Electric Company</i> , Fairfield, CT ➤ Brad Stoll , <i>Konecranes Inc.</i> , Springfield, OH	When “Can” Means “Should”: Practical Considerations for PJ Forum/Venue Motions Cameron D. Turner , <i>Segal McCambridge Singer & Mahoney LLC</i> , Chicago, IL E. Ben Thames , <i>Maron Marvel Bradley Anderson & Tardy LLC</i> , Saint Louis, MO
ROOM D	National Coordinating Counsel Perspective: Striving to Exceed Client Expectations Catherine E. Goldhaber , <i>Hawkins Parnell & Young LLP</i> , Chicago, IL Deborah St. Lawrence Thompson , <i>Nelson Mullins Riley & Scarborough LLP</i> , Baltimore, MD	“Brakeout”: Trying the Friction Product Case—What Works, What Doesn’t, and the Latest Research Bruce Bishop , <i>Willcox & Savage PC</i> , Norfolk, VA Samuel Lewis Tarry, Jr. , <i>McGuireWoods LLP</i> , Richmond, VA

2:30 p.m. **Household Asbestos Exposures: When Are They Associated with an Increased Risk of Developing Mesothelioma?**
Using results from published studies, including simulations, Dr. Mowat will discuss the potential for asbestos fiber release and resultant asbestos exposure occurring in households, brought home from occupational settings, and factors affecting the exposure.

◆◆ **Fionna S. Mowat, PhD**, *Exponent*, Menlo Park, CA

3:00 p.m. **Back in Time: Maritime State of the Art and the Bare Metal Defense**
The program will focus on the state of the art of asbestos health risks on operating ships and the bare metal defense.

◆◆ **David G. Dodge, DABT, CIH**, *Gradient*, Bend, OR

Ricky A. Raven, *Reed Smith LLP*, Houston, TX

3:45 p.m. **Refreshment Break**
SPONSORED BY **Hermes Netburn O’Connor & Spearing PC**

4:00 p.m. **Breakout Sessions** (see page 3)

6:00 p.m. **Networking Reception**
SPONSORED BY **Hawkins Parnell & Young LLP PACE**

7:00 p.m. **Dine-Arounds** | Join colleagues and friends at selected restaurants for dinner (*on your own*). More details on-site.

FRIDAY, NOVEMBER 15

7:30 a.m. **Continental Breakfast**
SPONSORED BY **KCIC**

7:30 a.m. **Women’s Breakfast**
SPONSORED BY **HeplerBroom LLC**

8:30 a.m. **Announcements**
Bruce T. Bishop, *Willcox & Savage PC*, Norfolk, VA

8:35 a.m. **Ethics: Staying In-Bounds in the Court of Social Media**
In our social media era, news of wins, losses, discovery disputes, and settlements travels fast. Mr. Behrens and Mr. Chlopak will discuss the intersection of media and litigation. They will also discuss lawyer ethics and public perceptions that may influence judges, jurors, counsel, and clients.

Mark A. Behrens, *Shook Hardy & Bacon LLP*, Washington, DC

Bob Chlopak, *CLS Strategies*, Washington, DC

9:35 a.m. **The International Mesothelioma Program at Brigham and Women’s Hospital**
Dr. Bueno, the International Mesothelioma Program’s current director and a world-famous thoracic surgeon, will provide insight into the program’s history and its trailblazing treatment strategy. He will provide an update on the program’s genomic project, a collaborative effort to discover mutations associated with mesothelioma. Using research results, he will explain why and how mesothelioma develops.

◆ **Raphael Bueno, MD**, *Brigham and Women’s Hospital*, Boston, MA

10:25 a.m. **Refreshment Break**
SPONSORED BY **Gradient Laffey Leitner & Goode LLC**

10:45 a.m. **Eliciting Evidence of Exposure to Bankrupt Products at Deposition**
John Adams said it best, “Facts are stubborn things.” Two experienced litigators will provide tried and tested tips on examining fact witnesses, including in a mock deposition format.

James A. Lowery III, *Gordon Rees Scully Mansukhani LLP*, Dallas, TX

Mary Margaret Gay, *Gay Jones & Kuhn PLLC*, Jackson, MS

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11:45 a.m. The Collision of Causation Standards, Discovery, and Expert Testimony

Ms. Tinsley and Ms. Ducca address rulings on the admissibility of expert testimony, including talc-related and different methods used to challenge the use of expert witnesses.

Caroline M. Tinsley, *Tucker Ellis LLP*,
Saint Louis, MO

Marcella C. Ducca, *Greenberg Traurig LLP*,
Atlanta, GA

12:15 p.m. Damage Control: Valuation of Economic and Punitive Damages

A litigator and an economist discuss how to defeat verdict inflation by challenging economic loss.

➔ **Nora Ostrofe**, *HSNO*, Oakland, CA

Vincent J. Palmiotto, *Clyde & Co.*,
Washington, DC

1:00 p.m. Adjourn**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 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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Rick Braun, Collins Einhorn Farrell PC, Southfield, MI

Elizabeth Sorenson Brotten, Foley & Mansfield PLLP, Minneapolis, MN

Jessica J. Burgasser, Wilbraham Lawler & Buba PC, Buffalo, NY

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Danielle R. Luisi, Husch Blackwell LLP, Chicago, IL

◆◆ **Mark A. Maddaloni, DrPh, DABT**, Cardno ChemRisk, Brooklyn, NY

◆◆ **Fionna S. Mowat, PhD**, Exponent, Menlo Park, CA

Shelley K. Napolitano, Maron Marvel Bradley Anderson & Tardy LLC, New Orleans, LA

Farah S. Nicol, Polsinelli LLP, Los Angeles, CA

➤ **Nora Ostrofe**, HSN0, Oakland, CA

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Ricky A. Raven, Reed Smith LLP, Houston, TX

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➤ **Paul F. Slater**, General Electric Company, Fairfield, CT

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Caroline M. Tinsley, Tucker Ellis LLP, Saint Louis, MO

Cameron D. Turner, Segal McCambridge Singer & Mahoney LLC, Chicago, IL

Trisha Volpe, Barnes & Thornburg LLP, Minneapolis, MN

⚕ **David Weill, MD**, Weill Consulting Group, New Orleans, LA

View faculty bios on the Asbestos Medicine Seminar webpage; click on “View speakers” button.

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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 **11.50** hours, including **1.75** hours 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 October 15, 2019. (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 **October 22, 2019** (*please allow 10 days for processing*). Registrations received after **October 22, 2019**, will be processed on-site.

Refund Policy

The registration fee is fully refundable for cancellations received on or before **October 22, 2019**. Cancellations received after **October 22** and on or before **October 29, 2019**, will receive a refund, less a \$100 processing fee. Cancellations made after **October 29** 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 **\$775**, regardless of membership status if received on or before **October 15, 2019**. After **October 15**, the group rate is **\$875**. All registrations must be received at the same time to receive the discount.

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- 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.

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A limited number of discounted hotel rooms have been made available at **Westin Boston Waterfront, 425 Summer Street, Boston, MA 02110** ([click here](#) to view hotel photos).

Take advantage of the group rate of **\$269 Single/Double** in one of two ways:

- 1) Reserve online: [Click here](#) or visit dri.org and go to the **DRI Asbestos Medicine Seminar page** and click on the "Book hotel" button.
- 2) Or **contact the hotel directly at 617.532.4600** and mention the **DRI Asbestos Medicine Seminar**.

The hotel block is limited and rooms and rates are available on a first-come, first-served basis. You must make reservations by **October 15, 2019**, to be eligible for the group rate. Requests for reservations made after **October 15** are subject to room and rate availability.

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