

Defense Lawyers Asbestos Symposium

- Sharpen your case preparation skills
- Benefit from strategic insights from top litigators
- Discuss the latest trial techniques and scientific developments
- Enhance your knowledge with breaking legal updates



November 13, 2019

The Westin Boston Waterfront

Boston, MA

This Defense Lawyers Asbestos Symposium is a unique, exceptionally insightful “defense-only” seminar where defense attorneys and clients share meaningful lessons from the past year. The seminar provides attendees with up-to-date information about plaintiff attorneys and their newest practices and tactics and suggestions to combat the plaintiff effort. The defense attendees benefit from the private knowledge that led to both victories and losses in the last 12 months.

Moderators



Edward P. (Ed) **Abbot**



Elizabeth (Betsy) **Kelly**



Albert H. (Al) **Parnell**

Register online now at dri.org or complete the form in the back.



What You Will Learn

- The latest trends in case filings
- Insulator knowledge in the 1950s
- Juror decision making in asbestos cases
- The Fortune 500 diversity guidelines

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PROGRAM SCHEDULE

Click on any speaker name to view bio.

WEDNESDAY, NOVEMBER 13

12:00 p.m. **Registration**

12:40 p.m. **Welcome and Introductions**

Edward P. (Ed) Abbott, *Hawkins Parnell & Young LLP*, New York, NY
Elizabeth (Betsy) Kelly, *Hawkins Parnell & Young LLP*, New York, NY
Albert H. (Al) Parnell, *Albert H. Parnell PC*, Atlanta, GA

12:45 p.m. **2019 National Asbestos Filing Trends**

We all need information on where the litigation is going and how the future of the litigation will affect us. This segment will discuss recent filings and compare with previous filings.

➤ **Christopher (Kip) Makuc**, *PACE Claims Services LLC*,
Washington, DC

1:05 p.m. **Insulators' Asbestos Knowledge: As Told
Through Their Testimony and Documents**

We forget the insulators of the 1950s and 1960s and what they really knew about asbestos-containing materials. We will present documents that illustrate their knowledge.

S. Shayne Gardner, *DeHay & Elliston LLP*, Dallas, TX

1:25 p.m. **Reptile Theory: What It Is and How to Prepare for It**

We present an analysis of the reptile theory and the book that outlines the theory and premise.

Kyle E. Bjornlund, *Cetrulo LLP*, Boston, MA

Michael J. (Mike) Cahalane, *Cetrulo LLP*, Boston, MA

1:45 p.m. **Asbestos Indoor Air Cleanup: Lessons Learned
from the World Trade Center Disaster**


Few American events have had the effect of the 9/11 disaster. Industrial hygiene and other conclusions learned from 9/11 will be discussed.

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

2:05 p.m. **Juror Decision Making in Asbestos Versus Talc
Cases: Similarities and Differences**

Mr. Bettler will share his years of jury consultation and mock jury research to better explain how jurors make decisions.

♦ **Robert F. Bettler, Jr.**, *DecisionQuest*, Louisville, KY

- 2:25 p.m. **National Cosmetic Talc Update**
This segment will present the cosmetic talc year in review.
Edward P. (Ed) Abbot, *Hawkins Parnell & Young LLP*, New York, NY
Elizabeth (Betsy) Kelly, *Hawkins Parnell & Young LLP*, New York, NY
- 2:45 p.m. **An Expert's View of the Talc Litigation**
Dr. Weill will discuss his view of the science and medicine currently being presented in talc cases.
 **David Weill, MD**, *Weill Consulting Group*, New Orleans, LA
- 3:05 p.m. **A Bankruptcy Update**
This segment will discuss bankruptcy trusts and how to use them to your advantage.
Thomas W. (Tom) Tardy III, *Maron Marvel Bradley Anderson & Tardy LLC*, Jackson, MS
- 3:25 p.m. **Refreshment Break**
SPONSORED BY **KCIC**
- 3:35 p.m. **Challenging Personal Jurisdiction: Strategy, Impact, and Success**
Jennifer A. Cormier, *Manning Gross + Massenburg LLP*, San Francisco, CA
Jennifer A. Whelan, *Manning Gross + Massenburg LLP*, Boston, MA
- 3:55 p.m. **Carcinogen Classifications: Update, Impact, and Effective Use at Trial**
The scientific research into asbestos and cancer continues to yield exciting and changing information and insights. We will present the latest available information.
Anissa M. Mediger, *Briggs & Morgan PA*, Minneapolis, MN
- 4:05 p.m. **Turning a Liability into an Asset: How to Prepare Your 30(b)(6) Witness Effectively**
Key principles for preparing the corporate witness, focusing on the themes of the case and avoiding tricks and traps, such as the reptile theory and profits over people will be discussed.
Jennifer Green, *DeHay & Elliston LLP*, Dallas, TX



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



Denotes medical professional



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- 4:25 p.m. **The Top Ten 2019 Scientific Articles: What You Need to Know**
You guessed it, the top ten articles by none other than Bruce Bishop will be discussed.
Bruce T. Bishop, *Willcox & Savage PC*, Norfolk, VA
- 4:45 p.m. **Who Was Right and Who Was Wrong?**
This segment will take a retrospective look at state-of-the-art predictions from the 1950s and 1960s.
Kurt L. Rasmussen, *Rasmussen Dickey & Moore LLC*, Kansas City, MO
- 5:05 p.m. **Litigation Endgame: Women on the Trial Team**
Ms. Frost will discuss diversity statistics and litigation reality related to the inclusion of women in the first-chair seat.
Sharla J. Frost, *Tucker Ellis LLP*, Houston, TX
- 5:15 p.m. **The Trial Lawyers Trial Symposium**
This segment will present personal defense lawyer insights into important things or lessons learned in the past year.
- 6:15 p.m. **Adjourn**

FACULTY

Click on any name to view bio.

Edward P. (Ed) Abbot, Hawkins Parnell & Young LLP,
New York, NY

◆◆ **Robert F. Bettler, Jr.**, DecisionQuest,
Louisville, KY

Bruce T. Bishop, Willcox & Savage PC, Norfolk, VA

Kyle E. Bjornlund, Cetrulo LLP, Boston, MA

Michael J. (Mike) Cahalane, Cetrulo LLP, Boston, MA

Jennifer A. Cormier, Manning Gross +
Massenburg LLP, San Francisco, CA

Sharla J. Frost, Tucker Ellis LLP, Houston, TX

S. Shayne Gardner, DeHay & Elliston LLP, Dallas, TX

Jennifer Green, DeHay & Elliston LLP, Dallas, TX

Elizabeth (Betsy) Kelly, Hawkins Parnell & Young LLP,
New York, NY

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

➤ **Christopher (Kip) Makuc**, PACE Claims
Services LLC, Washington, DC

Anissa M. Mediger, Briggs & Morgan PA,
Minneapolis, MN

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

Kurt L. Rasmussen, Rasmussen Dickey & Moore LLC,
Kansas City, MO

Thomas W. (Tom) Tardy III, Maron Marvel Bradley
Anderson & Tardy LLC, Jackson, MS

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

Jennifer A. Whelan, Manning Gross +
Massenburg LLP, Boston, MA

**View faculty bios on the Defense Lawyers
Asbestos Symposium webpage; click on "View
speakers" button.**

➤ Denotes the **DRI CLIENT CONNECTION**: In-house and claims professional speakers

⚕ Denotes medical professional

◆◆ Denotes expert



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.

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, 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.**

Claims Executives

Claims professionals are eligible for free registration to DRI seminars. Claims professionals are defined as any individuals employed by a corporation or insurance company, who spend a substantial portion of their professional time hiring or supervising outside counsel in the representation of businesses, insurance companies or their insureds, associations, or governmental entities in civil litigation. To qualify for free registration, the claims professional must be a DRI member under a corporate membership *or* be sponsored by a DRI member who is both registered and has paid for the seminar. **Non-member claims professionals may utilize this offer once per calendar year. This offer excludes the DRI Annual Meeting.**

All in-house counsel and claims executives receive complimentary registration to the program.

CLE/Claims Adjusters Accreditation

No continuing legal education credits or claims adjuster credits are available for this program.

Refund Policy

The registration fee is fully refundable for cancellations received on or before **October 22, 2019**. Cancellations received after **October 22** will not receive a refund. 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

DRI Asbestos Medicine Seminar Discount If you register (or already are registered) for DRI's Asbestos Medicine Seminar, November 14–15, 2019, you can register for this program for only **\$225**. At registration checkout, you must use the code **DRIASB2019** to receive the discount. Otherwise, the registration fee for this program is **\$295**.

- 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.
- 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 **The 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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*JW Marriott Washington, D.C.,
Washington, DC*

October 16–19, 2019
Annual Meeting
New Orleans Marriott, New Orleans, LA

November 14–15, 2019
Asbestos Medicine
Westin Boston Waterfront, Boston, MA

December 5–6, 2019
**Insurance Coverage and
Practice Symposium**
*Sheraton New York Times
Square Hotel, New York, NY*

December 5–6, 2019
Professional Liability
*Sheraton New York Times
Square Hotel, New York, NY*

January 22–24, 2020
Women in the Law
*The Scottsdale at McCormick Ranch,
Scottsdale, AZ*

January 30–31, 2020
**Civil Rights and Governmental
Tort Liability**
Manchester Grand Hyatt, San Diego, CA

February 5–7, 2020
Product Liability Conference
New Orleans Marriott, New Orleans, LA

April 29–May 1, 2020
Life, Health, Disability and ERISA
Sheraton New Orleans, New Orleans, LA

April 30–May 1, 2020
Trucking Law
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November 13, 2019 | The Westin Boston Waterfront
Boston, MA

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

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Registration fee includes program attendance and refreshment break.

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*This registration fee applies to an attorney who is registered for DRI's Asbestos Medicine Seminar, November 14-15, at The Westin Boston Waterfront.

** As defined on page 6.

This seminar is only open to those persons who are actively associated with the defense bar. Each attendee will be required to complete a confidentiality form acknowledging the assertion of the joint defense and work product privileges in connection with attendance at this program. The law firms sponsoring the DRI Defense Lawyers Asbestos Symposium reserve the right to refuse entry to any person who in their sole discretion does not meet criteria for entry, or to revoke permission for any person who is determined in their sole discretion to be inappropriately admitted.

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