

36th Annual Course

Litigation Update Institute



LIVE Austin • January 30-31, 2020 • InterContinental Stephen F. Austin

VIDEO Dallas • March 5-6, 2020 • Cityplace Events



MCLE CREDIT
13.25 Hours (2.75 Ethics)

DOWNLOADABLE
Course Materials [↓](#)

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*Education by the Bar,
for the Bar*

Litigation Update Institute



Cosponsored by the Litigation Section of the State Bar of Texas

Register early and **save up to \$100!**

Lawyers licensed 5 years or less take **HALF OFF!**

(See page 4 for details.)

LIVE Austin

January 30-31, 2020

InterContinental Stephen F. Austin

Register by **January 16** to save!

VIDEO Dallas

March 5-6, 2020

Cityplace Events

Register by **February 20** to save!



Thursday

7.25 hours including .75 ethics

8:00 **Registration**

Coffee & Pastries Provided

8:55 **Welcoming Remarks
Course Directors**

Hon. Xavier Rodriguez, *San Antonio*
Judge, United States District Court
Western District of Texas

Jason P. Fulton, *Dallas*
Diamond McCarthy

9:00 **Texas Supreme Court Update**
.75 hr

Hon. Craig T. Enoch, *Austin*
Justice (Ret.)
Enoch Kever

Hon. Thomas R. Phillips, *Austin*
Chief Justice (Ret.), Supreme Court of Texas
Baker Botts

9:45 **SCOTUS and Fifth Circuit Update**
.75 hr

David Coale, *Dallas*
Lynn Pinker Cox & Hurst

10:30 **Break**

10:45 **Disorder in the Court: Voir Dire
with a Focus on Batson and Juror
Misconduct**

.5 hr (.25 ethics)
Hon. Leslie F. Hatch, *Lubbock*
Judge, 237th District Court

11:15 **Rule 91a and Anti-SLAPP: Update
and Strategies** .5 hr

Mark C. Walker, *El Paso*
Dickinson Wright

11:45 **Break - Lunch Provided**

12:00 **Luncheon Presentation: Millennials -
We Aren't That Bad** .75 hr (.25 ethics)

Amelie Karam, *Stillwater, OK*
Millennial Consultant & Specialist

12:45 **Break**

1:00 **Discovery and Admissibility of
Social Media** .5 hr (.25 ethics)

Hon. Emily Miskel, *McKinney*
Judge, 470th District Court

1:30 **Insurance Law Update** .5 hr

Sofia A. Ramon, *McAllen*
Ramon Worthington

2:00 **Collecting Judgments Pending
Appeal: Risks, Rewards, and
Encouraging Supersedeas** .5 hr

Donna Brown, *Austin*
Donna Brown, PC

D. Todd Smith, *Austin*
Smith Law Group

2:30 **Networking Break**

2:45 **Employment Law Update** .75 hr

Catherine Morse, *Austin*
Enoch Kever

3:30 **Proving up and Challenging
Reasonable Expenses** .75 hr

Preston Enoch, *Dallas*
Spencer Fane

4:15 **Update in Intellectual Property Law
for Non-IP Attorneys** .5 hr

Jennifer H. Doan, *Texarkana*
Haltom & Doan

4:45 **Cutting Edge Issues & Practicalities
in Multi-District Litigation** .5 hr

Hon. Mark D. Davidson, *Houston*
Judge, 11th District Court (Ret.)
MDL Asbestos Judge

5:15 **Adjourn**

MCLE CREDIT

13.25 Hours (2.75 Ethics)

MCLE Course No: 174061216

Applies to the Texas Bar College and the Texas Board of Legal Specialization in Civil Appellate, Civil Trial, and Personal Injury Trial Law.

► Benefits of Attending a LIVE Course

- Make the connections you need for the business you want: 80% of clients come from trusted sources such as fellow attorneys.
- Be the first to learn of vital developments and potential changes in your practice area.
- Gain guidance and insight from face to face Q & A with course faculty.
- Get inspired and motivated by connecting with judges, fellow attorneys, and other professionals - many with the same issues and concerns you may have.
- Take time away from the office to focus on CLE without distractions!



Friday

6 hours including 2 ethics

8:00 **Coffee & Pastries Provided**

8:25 **Announcements**

8:30 **What a Litigator Needs to Know About Bankruptcy** .5 hr

Demetra L. Liggins, *Houston*
Thompson & Knight

9:00 **When Civil Meets Criminal**

.5 hr (.25 ethics)
Slater Elza, *Amarillo*
Underwood Law Firm

9:30 **2nd Amendment Litigation** .5 hr

Larry P. McDougal, *Richmond*
Law Office of Larry P. McDougal

10:00 **Networking Break**

10:15 **Oil and Gas Litigation Update**

.5 hr
Andrew L. Kerr, *San Antonio*
Clark Hill Strasburger

10:45 **Personal Injury Litigation Update**

.5 hr (.25 ethics)
Andrew Payne, *Dallas*
Payne Mitchell Law Group

11:15 **Recovery of Attorney's Fees in Texas** .5 hr (.25 ethics)

Charles M. Wilson III, *Dallas*
Wilson & Lake

11:45 **Presentation of Luke Soules Award**

12:00 **Break - Lunch Provided**

12:15 **Luncheon Presentation: If Judge Ain't Happy, Ain't Nobody Happy**

.75 hr (.5 ethics)

Moderator

Michael T. Murphy, *Houston*
K&L Gates

Panelists

Hon. Robin Malone Darr, *Midland*
Judge, 385th District Court

Hon. Xavier Rodriguez, *San Antonio*
Judge, United States District Court
Western District of Texas

Hon. Steve Smith, *Bryan*
Judge, 361st District Court

1:00 **Break**

1:15 **Business Torts Update** .5 hr

Jason P. Fulton, *Dallas*
Diamond McCarthy

1:45 **Top Traps in Preserving Error**

.5 hr (.25 ethics)
Jadd F. Masso, *Dallas*
Clark Hill Strasburger

2:15 **Legislative Update**

.75 hr (.25 ethics)
David E. Chamberlain, *Austin*
Chamberlain McHaney

3:00 **Mandamus Update** .5 hr (.25 ethics)

Karen Precella, *Fort Worth*
Haynes and Boone

3:30 **Adjourn**



Mark Your Calendar

▶ Advanced Trial Strategies

LIVE New Orleans, LA
February 6-7, 2020

▶ Making and Breaking Ironclad Contracts

LIVE Austin
March 6, 2020

▶ Advanced Evidence & Discovery

LIVE Dallas
April 23-24, 2020

LIVE San Antonio
May 21-22, 2020

▶ Soaking Up Some CLE:

A South Texas Litigation Seminar

LIVE South Padre Island
May 14-15, 2020



Ways to Save on This Course!

Meet the Register by Deadline and Save \$50

Early registrations help us ensure that sufficient course books, seating, and refreshments are available. Course materials and seating will be reserved for preregistrants until the start of the first topic.

GO GREEN and Save \$25

Select the PDF download ONLY for a discount.

Litigation Section Members Can Save \$25

Not a member? To join, visit your My Bar Page and join online, or download a membership form from [TexasBar.com/sections](https://www.texasbar.com/sections) to pay by mail. Please do not send section membership payment with your registration fee.

Texas Bar College Members Can Save \$25

To join or learn more, visit [texasbarcollege.com](https://www.texasbarcollege.com) or call (800) 204-2222, ext. 1819.

Texas Paralegal Division Members Can Save \$25

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HALF OFF for Attorneys Licensed in Texas 5 Years or Less!

You read that right! See the registration form.

Scholarship Information

TexasBarCLE offers scholarships for live courses, video replays, online classes, and webcasts. To apply or learn more, call (800) 204-2222, ext. 1490, Mon-Fri 8am-5pm CT. Please apply at least two weeks prior to any live/video replay course or at least one week prior to any webcast or online class.

Active Texas State, County, and Federal Judges, Administrative Law Judges, Hearing Examiners, and Judge's Staff Attorneys may attend out-of-state programs for a discounted rate or in-state programs for free, provided: (1) the course directly relates to the judge's/tribunal's jurisdiction, (2) the judge is a full-time judge or retired under a judicial retirement system and (3) space is available for all paying registrants. This privilege does not extend to prosecutors, receivers, trustees, other court staff, or persons serving part-time in a judicial capacity. Actual attendance is required to receive course materials.

Parking Information

is subject to change and does not guarantee available space. **Austin:** Self-parking is \$23/day. Valet is \$35/day. **Dallas:** Self-parking is available at a discounted rate of \$10/day for attendees, please see parking attendant for validation.

If You Need Special Accommodations to Attend or Have a Food Allergy,

please contact us as soon as possible at (800) 204-2222 ext. 1722. For Cityplace Events in Dallas, please call us in advance of your arrival so that assisted parking can be arranged for drivers of handicap-designated vehicles.

Registered but Can't Attend? Still Earn MCLE Credit

by taking the course online later. If you would rather have a refund, call (800) 204-2222, ext. 1574 or fax your request to (512) 427-4443.

Refund requests must be made at least one business day before the program.

FREE ONLINE BENEFITS! Online Videos and MP3s of the Topics

will be available to registrants 6-8 weeks after the course. Provide your e-mail address when preregistering to be notified when and how these benefits may be accessed. (Note: Presentation lengths may vary from that which was advertised.) There's no extra charge; as a registrant, you're already entitled!

Interested in Sponsoring or Exhibiting at this Course or Others?

Please contact us at clesponsorships@texasbar.com.

Policy of Impartiality

The State Bar of Texas does not endorse political candidates. When a candidate for the public office is included in promotion for or participates in a TexasBarCLE event, the State Bar is not taking a position for or against anyone's candidacy.

Reserve Your Hotel Room Early

Hotel rooms have been blocked at special rates on a space available basis. To make a reservation, contact the hotel and indicate that you will be attending this State Bar of Texas course.

LIVE Austin

InterContinental
Stephen F. Austin
701 Congress Avenue
Austin, TX 78701
(512) 457-8800
\$239 single/double

Deadline: January 8, 2020

Or make your reservation online at:

www.TexasBarCLE.com?a=LITUPDATE2020



VIDEO Dallas

Cityplace Events
2711 N. Haskell Avenue
Dallas, TX 75204
(214) 515-5100



No hotel rooms have been blocked for this video replay.

Course Directors

Hon. Xavier Rodriguez San Antonio
Jason P. Fulton Dallas

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Jennifer H. Doan Texarkana
Slater Elza Amarillo
Hon. Craig Enoch Austin
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REGISTERING FIVE OR MORE?
E-mail Laura Angle at laura.angle@texasbar.com
for group discount information.

Lawyers licensed 5 years or less take **HALF OFF!**

Litigation Update Institute

- 1 Litigation Update Institute** [5135]
LIVE Austin • January 30-31, 2020
- Regular Registrant..... \$645
Take \$50 OFF: Register by January 16
 - Licensed 5 years or less, **HALF OFF**..... \$322.50*
- VIDEO Dallas • March 5-6, 2020**
- Regular Registrant..... \$545
Take \$50 OFF: Register by February 20
 - Licensed 5 years or less, **HALF OFF**..... \$272.50*

Your live course registration includes:

- Coffee and pastries provided each morning
- Lunch provided both days
- Complimentary wireless signal in the meeting room

> Your course registration fee includes a complimentary membership in the State Bar Litigation Section through June 1, 2020 (if you are not already a member). If you are already a member of the Litigation Section, please take advantage of the \$25 discount, in section 3.

I may attend complimentary because I am a (see p. 4):

- Qualifying judge Judge's staff attorney

**No discounts in section 3 may be taken.*

- 2** I want my course materials format to be:
- Hard copy book as well as a PDF download of same (both formats included in registration fee)
 - PDF download ONLY so I'll **take \$25 OFF**

- 3** I am entitled to 1 or 2 discounts on the course:
- \$50 OFF** because I am registering by the "Register by" date at the left. (If by mail, date of postmark will be determinative.)

\$25 OFF because (choose 1 box only) I'm a member of the:

- Litigation Section
- Texas Bar College
- Paralegal Division

For more information on joining the section, see page 4.

- 4** I can't attend, but would like the materials.

- FREE** Shipping & Handling
- Hard copy book \$155¹

To order a discounted PDF download of course materials, search [Publications](#) at TexasBarCLE.com (available 1-2 weeks after the course).

- 5** My total is \$ _____. I am paying by:
- Check (enclosed) payable to the State Bar of Texas for \$ _____
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- E-Mail (required for registrant's PDF download option): _____

A confirmation of your registration will be sent to the e-mail address you provide.

¹Plus 8.25% sales tax on total course book sales only. Please include sales tax or attach an exemption certificate. Book orders are shipped separately 1-2 weeks after the live program. Please include payment by check or supply credit card information on this form.

MP3 files of topics will be downloadable from TexasBarCLE.com 6-8 weeks after the course. For information on other course products, contact our Flash CLE service at (800) 204-2222, x1575.

QUESTIONS?

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The Litigation Section is the home of **Texas litigators**

All members receive free access to the resources at [Litigationsection.com](https://litigationsection.com), in addition to receiving the respected quarterly journal, The Advocate, featuring updates and analyses of issues by some of the state's most distinguished practitioners. The Section provides grants to worthy projects, sponsors ethics-accredited programs and lectures at law schools, and provides fabulous speakers for the Bar's Annual Meeting. When there are court rules and proposed legislation being considered that will affect how lawyers practice, the Section takes a lead in advocacy with the Texas Supreme Court and the Texas Legislature.

The Litigation Section also is transforming how we see ourselves as litigators, including our duty to act as the gatekeepers of justice in this country, so that we make a difference in the lives of our citizens. This is demonstrated through our Texas Legal Legends program where we induct Texas legal legends who have done something larger than themselves to help others and benefit mankind.

In addition, the Section cosponsors top-notch continuing legal education with TexasBarCLE, earning its members a discount. In a typical year, this would mean discounted attendance at these popular programs: Litigation Update Institute, Advanced Evidence and Discovery, Advanced Civil Trial, and Advanced Personal Injury Law Course.



■ **LITIGATIONSECTION.COM**