Annual In-House Symposium
May 8 - Schedule of Events

7:30-8:30 am  Registration/Breakfast
4th Level Foyer of the Westin Galleria

8:30-9:30 am  Baker Botts LLP
Litigation - San Antonio I
Navigating the Ethical Dilemmas that Can Arise When the Dispute Reaches a Trial or Hearing (Ethics credit)
“Lessons from Moncrief vs Gazprom as reported in Bloomberg, Forbes, and the American Lawyer Litigators of the Week and other trials and hearings”
Firms and in-house counsel can face the ethical challenge of fabricated evidence at trial and this presentation will be a review of ethical dilemmas and how to navigate.

Corporate/Transactional - San Antonio II
Recent Developments and Trends in M&A
This presentation will cover recent developments and trends in M&A, including recent Delaware case law developments (such as Cigna) and trends in spin-offs and cybersecurity matters.

Speakers: Van Beckwith and Michael Calhoon

9:30-10:30 am  Anderson Kill
Litigation - San Antonio I
Alternative Fee Agreements (Ethics credit)
Alternative Fee Agreements (AFA) have become a way for corporate counsel departments to provide some certainty and predictability in matters where outside counsel is engaged. There are, however, practical and ethical issues that should be considered when entering into an AFA. These issues will be identified and discussed using an insurance coverage action as a case example.

Speaker: Dave Bender

Corporate/Transactional - San Antonio II
Transferring Cyber Risk Through Insurance
Once regarded as a niche product, the demand for cyber-insurance is booming in the wake of recent high-profile cyber attacks. Companies are increasingly turning to cyber-insurance as part of its network and information security management strategy and to transfer some of their risk to an insurance company. This presentation will cover four parts: (1) a discussion of the various risks and potential losses which a policyholder faces; (2) a discussion of the way courts have treated cyber-attacks under traditional insurance policies; (3) a discussion of hurdles and landmines facing policyholders under relatively new cyber insurance policies; and (4) recommended best practice for companies wishing to use insurance to transfer their cyber-risk.

Speaker: Michael J. Stoner

11:00-Noon  Littler Mendelson PC
Litigation - San Antonio I
Restrictive Covenants: Overview and Strategies
This session is ideal for employers looking for contractual options to protect themselves against unfair competition as well as employers hiring from competitors. It is no secret that employers face a myriad of new developments in the law and in litigation strategies. This presentation provides a general overview of the restrictive covenant landscape, a look at recent developments regarding restrictive covenants, and highlights steps employers can take to protect their interests.

The Devil is in the Details: Drafting Common Severance Provisions Amid New Agency Scrutiny
The EEOC continues to look for opportunities to assert that terms included in separation agreements and post-discharge filing releases of claims infringe on statutory rights under Title VII and the ADEA. Meanwhile, recent NLRB decisions cast scrutiny on confidentiality and non-disparagement provisions. Additionally, other government agencies are focusing more closely on release provisions. This presentation reviews the current legal landscape on these issues and provides best practices for revising and drafting your severance and confidentiality agreements.

Speakers: James Frederick and Mey Ly

Speakers: Lindsey Sherna and Aundrea Gamble Holt
### 1:30-2:30 pm

**Jackson Walker LLP**  
Litigation - San Antonio I**

**Corporate/Transactional - San Antonio II**

**What Plummeting Oil Prices Means for Litigators**

It is anticipated that with the fall of oil prices will come a hotbed of litigation. This presentation focuses on summarizing the current state of affairs in the oil industry, expectations for the future, and specifically what litigation is likely to arise as uncertainty remains.

*Speaker: Nicole Ruble Metcalf*

### 2:45-3:45 pm

**Sidley Austin LLP**  
Litigation - San Antonio I**

**Corporate/Transactional - San Antonio II**

**Drafting the Best Arbitration Clauses and Litigating Under the Worst?**

In addition to a brief overview of the arbitration process, we will base much of our discussion on the type of suits that are best suited for arbitration and the pros/cons of arbitration. We will also include helpful tips on how to draft the best arbitration clause for your contract as an alternative to using a “standard clause”.

*Speakers: Yvette Ostolaza and Angela Zambrano*

### 4:00-5:00 pm

**Alston & Bird LLP**  
Litigation - San Antonio I**

**Corporate/Transactional - San Antonio II**

**Protecting Confidential Communications in Multi-State Litigation**

In this presentation, we will discuss best practices for preserving privilege over various types of communications in situations where a client may have multiple lawsuits covering the same subject matter across numerous jurisdictions. We will look at how to maintain privilege in jurisdictions that offer fewer protections for communications, how to best maintain privilege over communications between counsel and a client’s insurer, and how to determine which state’s laws govern the confidentiality and privilege of communications related to litigation and pre-litigation claims.

*Speakers: Stephanie Clouston and Sean Whyte*

### 5:00-7:00 pm

**Reception, Raffle and Live Jazz Music**  
4th Level Foyer & Pool Area

**Raffle Drawing During the Reception**  
*(must be present to win)*

1. **Fitbit**  
   *(activity & sleep band)*

2. **Free Registration to ACC-DFW Annual Meeting & Golf/Spa**  
   Sept. 18, 2015  
   includes early preference for Golf or Spa

3. **$250 Gift Card to Grand Spa**

4. **$200 Gift Card - Del Frisco's**