



2nd Annual Western Regional CLE Program on Class Actions and Mass Torts

Friday, June 19, 2015
301 Battery Street, Third Floor
San Francisco, California 94111

Co-sponsored by :

Organized by the ABA Section of
Litigation's Class Actions and Derivative
Suits Committee,
Mass Torts Litigation Committee, and
Securities Litigation Committee



2nd Annual Western Regional CLE Program on Class Actions and Mass Torts

Friday, June 19, 2015

The Bar Association of San Francisco
301 Battery Street, Third Floor
San Francisco, California 94111

11:30 am	Check-in begins
12:00 – 1:00 pm	Lunch Sponsored by Epiq Systems
1:00 – 2:00 pm	Program I: “Class Action Ethics – Adapting the Rules of Professional Conduct in a Class Action Setting”
	<p>Panel: Judge Susan Illston, U.S. District Court for the Northern District of California Professor Debra Bassett, Southwestern Law School Robert Retana, Pearson Simon Warshaw, San Francisco</p> <p>Moderator: Associate Dean Joshua Davis, University of San Francisco Law School</p> <p>Panel Summary: Ethics issues can be particularly tricky in the context of class actions, where both counsel and named plaintiffs serve in a representative capacity. This esteemed panel of judges, academics, and practitioners will address ways in which courts adapt the ethical rules to the class action context.</p>
2:00 – 3:00 pm	Program II – “Expert Testimony at Class Certification a Year after <i>Halliburton</i>”



Panel: Judge Beth Labson Freeman, U.S. District Court, Northern District of California
 Sumon C. Mazumdar, Ph.D., Navigant Economics
 Jonathan Shapiro, Mintz Levin, San Francisco

Moderator: James K. Goldfarb, Murphy & McGonigle, PC, New York

Panel Summary: The Supreme Court’s highly anticipated *Halliburton II* opinion preserved *Basic*’s rebuttable presumption of reliance, but empowered defendants to rebut the presumption at the class certification stage by showing the absence of price impact. A year on, this panel of securities litigators and financial economists will debate how the lower courts have applied *Halliburton II*, the impact of economic analysis and event studies at the class certification stage, and whether *Halliburton* has transformed securities class action litigation.

3:00 – 3:15 pm	Break
3:15 – 4:15 pm	Program III: “Weigh in Early. A Town Hall Meeting with the Rule 23 Subcommittee of the Advisory Committee on Civil Rules”

Panel: Hon. Robert M. Dow, Jr., U.S. District Court for the Northern District of Illinois
 Professor Richard Marcus, UC Hastings College of Law
 Elizabeth Cabraser, Lieff Cabraser Heimann & Bernstein, LLP

Moderator: Andrew McGuinness, Ann Arbor

Panel Summary: Mindful that the Advisory Committee on Civil Rules is considering changes to Rule 23, members of the Advisory Committee’s Rule 23 Subcommittee – the group tasked with recommending to the Advisory Committee changes to Rule 23 – will join us to describe the scope of their group’s charge. Then, even better, they will open the floor to *us*, so we may weigh in on *our* Rule 23 concerns, compliments, and criticisms. They will then consider our remarks – since we’re the people who know class actions – as they formulate their recommendations to the Advisory Committee. Talk about an opportunity to make a difference!

4:15 – 5:15 pm	Program IV: “All Natural, Ingredient Labeling and Health Claims, Oh My—Recent Developments in California Food Labeling Class Actions”
-----------------------	--



Panel: Cathy Yanni, JAMS, San Francisco

Moderator: Kevin Underhill, Shook, Hardy & Bacon L.L.P., San Francisco

Panel Summary: Food labeling class actions are one of the hottest litigation trends. But courts have been inconsistent in their evaluation of this menu offering, particularly with respect to federal preemption, FDA deference, health claim substantiation, ascertainability of class members, class certification, and merits issues. Come listen to experts in the field discuss hot topics in California food class actions and advertising litigation.

5:15 – 5:20 pm	Concluding Remarks
5:30 – 7:00 pm	Reception Sponsored by Heffler Claims Group



Thank you to all our Sponsors!

PLATINUM SPONSORS:



BakerHostetler

GOLD SPONSORS:



SILVER SPONSORS:

BAKER & MCKENZIE



ADDITIONAL SPONSORSHIP OPPORTUNITIES STILL AVAILABLE
Please contact Paul Karlsgodt at 303-764-4013 or pkarlsgodt@bakerlaw.com



Program Committee

Paul Karlsgodt (Chair)
Baker & Hostetler LLP
1801 California Street, Suite 4400
Denver, CO 80202
303-764-4013
pkarlsgodt@bakerlaw.com

James Goldfarb
Murphy & McGonigle
1185 Avenue of the Americas
21st Floor
New York, New York 10036
212-880-3961
jgoldfarb@mmlawus.com

Jocelyn Larkin
Impact Fund
125 University Avenue, Suite 102
Berkeley, CA 94710
510-845-3473
JLarkin@impactfund.org

Andrew J. McGuinness
122 S Main St, Suite 118
P O Box 7711
Ann Arbor, MI 48107
734-274-9374
drewmcg@topclasslaw.com

Teresa Michaud
Baker & McKenzie
Two Embarcadero Center, 11th Floor
San Francisco, California 94111
415-576-3023
Teresa.Michaud@bakermckenzie.com

Jennie Lee Anderson
Andrus Anderson LLP
155 Montgomery St #900
San Francisco, CA 94104
415-986-1400
jennie@andrusanderson.com

Laurie A. Novion
Shook, Hardy & Bacon L.L.P.
2555 Grand Boulevard
Kansas City, MO 64108
816-474-6550
lnovion@shb.com

Katherine S. Ritchey
Kaiser Foundation Health Plan
One Kaiser Plaza, 19th Floor
Oakland, CA 94612
510-271-5364
katherine.ritchey@kp.org



Committee Chairs for ABA Section of Litigation Committee Sponsors

Class Actions and Derivative Suits Committee:

Jeffrey D. Gardner

Jennings, Strouss & Salmon, PLC
One East Washington Street, Suite
1900
Phoenix, AZ 85004-2554
602-262-5818
jgardner@jsslaw.com

Kathryn A. Honecker

Bonnett Fairbourn Friedman & Balint, P.C.
2325 E Camelback Rd, Suite 300
Phoenix, AZ 85016
602-274-1100
khonecker@bffb.com

Mass Torts Litigation Committee:

Laurie A. Novion

Shook, Hardy & Bacon L.L.P.
2555 Grand Boulevard
Kansas City, MO 64108
816-474-6550
lnovion@shb.com

Eric Hudson

Butler Snow LLP
6075 Poplar Ave, 5th Floor
Memphis, TN 38119
901-680-7309
eric.hudson@butlersnow.com

Securities Litigation Committee:

Joshua D. Jones

Bressler, Amery & Ross, P.C.
420 20th Street North, Suite 2200
Birmingham, Alabama 35203
(205) 379-1203
www.bressler.com

Helen B. Kim

Thompson Coburn LLP
2029 Century Park East
19th Floor
Los Angeles, CA 90067
(310) 282-9430
hkim@thompsoncoburn.com



GENERAL INFORMATION

Registration:

Visit http://www.americanbar.org/groups/litigation/events_cle.html to register online or return the Registration Form on the following page with your payment (checks only) to:

Keisha Billups
American Bar Association
321 N. Clark St
Chicago, IL 60610

Requests for refunds must be made in writing and received no later than **June 17, 2014**, in the ABA Section of Litigation office. Please email your request to Keisha Billups, at Keisha.Billups@americanbar.org. There will be a \$10 administrative fee deducted from the refund. Cancellations received after **June 16th** will not be refunded; however, the Section will gladly accept substitutions for those unable to attend.

MCLE Credit:

The ABA directly applies for and ordinarily receives CLE credit for ABA programs in AK, AL, AR, AZ, CA, CO, DE, GA, GU, HI, IA, IL, IN, KS, KY, LA, MN, MS, MO, MT, NM, NV, NY, NC, ND, OH, OK, OR, PA, SC, TN, TX, UT, VT, VA, VI, WA, WI, and WV. These states sometimes do not approve a program for credit before the program occurs. This course is expected to qualify for 4.0 credit hours in 60-minute states, and 4.5 in 50-minute states. This transitional program is approved for both newly admitted and experienced attorneys in NY. Attorneys may be eligible to receive CLE credit through reciprocity or attorney self-submission in other states. For more information about CLE accreditation in your state, visit ABA MCLE website or contact Kimberly.shadle@americanbar.org.

Attendance List:

Information included in the attendance list is protected by copyright and is solely intended for the individual and private use of ABA members in connection with the ABA's mission, goals and activities. All other use is strictly prohibited without prior written authorization from the ABA. Prohibited use includes but is not limited to the copying, renting, leasing, selling, distributing, transmitting or transfer of all or any portions of the materials, or use for any other commercial and/or solicitation purposes of any type, or in connection with any action taken that violates the ABA's copyright.



REGISTRATION FORM

Name _____
Affiliation _____
Address _____
City _____ State _____ Zip Code _____
Telephone _____ Fax _____
E-mail _____
ABA Member No. _____

The information submitted on this registration form will be used only to create an attendance list for the 2nd Annual Western Regional CLE Program on Class Actions and Mass Torts CLE Workshop.

Registration Information

\$ 80.00 (Section of Litigation members and Government attorneys)
\$140.00 (Non-Section members)

Checks for attendance and course materials should be made payable to the **AMERICAN BAR ASSOCIATION** (Credit cards for on-line registration only).

- I will attend the meeting and my check for \$_____.00 is enclosed.
- I would like to join the Section of Litigation for \$60.00 and attend the meeting for the discounted new member rate of \$70.00 and am enclosing a check for \$130.
- I am unable to attend the meeting, but please send the course materials to the above address, at a cost of \$35.00, a check for which is enclosed.

A limited amount of scholarships are available for this program. For more information, please contact:
Keisha Billups at (312) 988-5662

Please send your Registration Form and check to: Keisha Billups
American Bar Association
321 N. Clark St.
Chicago, IL 60610

For additional information about the program, please contact Keisha Billups at 312-988-5662.