

Register
today and take
advantage of
substantial early
discounts!

12th Annual Labor and Employment Law Conference

November 7-10, 2018

Conference Highlights

- Informative and Thought-Provoking Plenary Sessions:
 - Understanding Cultural Differences of Working Class and Professional Americans
 - The Impact of Artificial Intelligence and Robotics in the Workplace
 - Supreme Court Labor and Employment Jurisprudence: The 2017-18 Term
- The Impact of the Trump Administration on Labor and Employment Law
- Developments in Labor-Management Relations, plus Conversations with the NLRB
- Cutting-Edge Issues in Discrimination, Harassment and Retaliation, including New Developments in Pay Equity and #MeToo Litigation
- Perspectives from the U.S. Equal Employment Opportunity Commission
- Hot Topics in Litigation and Class Action, including Litigation in the Media and Before Juries and Class Action Settlement Strategies
- In-Depth Explorations of Workplace Problems and Solutions
- Special Programs focusing on Mindfulness and "Why We Work"
- Diversity and Inclusion Luncheon featuring Dolores Huerta, President and Founder of the Dolores Huerta Foundation; Co-Founder of the United Farm Workers of America



2018
San Francisco

ABA Section of Labor and Employment Law

12th Annual Labor and Employment Law Conference

November 7-10, 2018 • San Francisco, California

We are very pleased to share this outline of the activities planned for the 12th Annual Labor and Employment Law Conference, which will be held from November 7-10, 2018 at the Hilton San Francisco Union Square. Please make plans to attend the Conference and encourage your colleagues to join you.

Our 12th Annual Conference will include the features that contributed to the success of our previous Annual Conferences, including technological offerings to enhance your experience. At this year's Conference, you can expect:

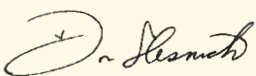
- **Prominent speakers and exciting and balanced panels**
- **A full year's worth of CLE credit at a price that can't be beat**
- **A curriculum covering all aspects of your labor and employment law practice**
- **A multi-level program that will be of value regardless of your degree of experience**
- **Opportunities for you to meet with colleagues representing all perspectives in the labor and employment arena**

We are excited to bring together so many private practitioners and government agency representatives for robust panels and dialogues. Attendees will have the opportunity to confer with top practitioners representing employees, employers, unions and government agencies, as well as neutrals, in-house counsel and academics.

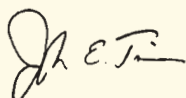
San Francisco has long been one of the Section's favorite cities, and we plan to enjoy our time there. The Hilton, located in the Union Square neighborhood, is the perfect setting from which to take full advantage of the city's offerings. We are especially looking forward to our Networking Reception on Friday evening, which will take place at August Hall. The reception will allow attendees to interact in a less structured setting and relax after the day's sessions. We also are excited to offer another Conference dine-around dedicated to newer practitioners. The dine-around will provide an outstanding opportunity to connect with other newer lawyers and learn more about ways to enhance your Conference experience.

A committee of extraordinary member volunteers has worked tirelessly during the past year to make this the preeminent labor and employment Conference. You will not want to miss any of it. Additional program details and registration information are available on the Section website at **www.ambar.org/laborconference**. Register by **September 21, 2018** to take advantage of substantial early registration discounts!

We look forward to welcoming you at the 12th Annual Labor and Employment Law Conference.



Don Slesnick
Chair
Coral Gables, Florida



Joseph E. Tilson
Chair-Elect,
Chicago, Illinois

12th Annual Labor and Employment Law Conference Planning Committee

Conference Co-Chairs

Eric L. Barnum, Employer
Molly Gabel, Employer
Mark D. Risk, Employee
Amy Shulman, Union & Employee

Conference Vice Chairs

David M. Cook, Union & Employee
Susan N. Eisenberg, Employer
Tamika Lynch, Employer
Cynthia N. Sass, Employee

Co-Chair Emeriti

T. Scott Kelly, Employer
Emily R. Perez, Union & Employee

Council Liaisons

Louis Lopez, Public
Hope J. Singer, Union & Employee
George L. Washington, Jr., Employer

Section Chair

Don Slesnick, Union & Employee

Section Chair-Elect

Joseph E. Tilson, Employer

Section Vice Chairs

Samantha C. Grant, Employer
Christopher T. Hexter,
Union & Employee


Immediate Past Section Chair


Gail Golman Holtzman

Contents

Program Schedule.....	3
Program At-A-Glance....	12-13
Networking and Social Events.....	18
Sponsors	19
Faculty.....	20
General Information.....	22
Registration Form.....	23

Program information is available on the Section website at **www.ambar.org/laborconference**.

 Connect with other attendees before, during and after the Conference.



Link to the Conference webpage at **www.ambar.org/laborconference**.

12th Annual Labor and Employment Law Conference Track Coordinators

Joseph Ahmad	Troy Kessler
Andrew Altschul	Jennifer Kroll
Tiffanie Benfer	Christopher J. Kuczynski
William Bensussen	Brian J. LaClair
Katherine Blostein	Carolyn Lam
Colleen Breslin	Julie Lenggenhager
Laurie M. Burgess	Mark Maxin
Marjorie Butler	Bernard Mazaheri
Stacey A. Campbell	Bronwyn McKenna
Pamela Chandran	Megann McManus
Denise M. Clark	Elena Medina
Joseph M. Creed	Devjani Mishra
Susan Davis	Lawrence J. Morales
Patrick Deady	Heather A. Morgan
Mike Delikat	D. Lynn Morison
M. Carter DeLorme	David H. Moskowitz
Fredrick R. Dichter	Clare Murray
Benjamin Eisner	Mark L. Olson
Danielle Engelstein	Mary K. O'Melveny
Amanda Farahany	Maryann Parker
Raquel Fas Bravo	Consuela Pinto
Amber Trzkinski Fox	Shontell Powell
Sean R. Gallagher	Brenda D. Pryor
Yvette Gatling	Sandra Pullman
Rachel Geman	Brett Rawitz
Jeremy J. Glenn	Elizabeth Roma
Anne Godoy	Jennifer "JJ" Rosenbaum
Stanley M. Gosch	James S. Rosenfeld
Jonathan A. Grode	John K. Rubiner
Mark Hanna	Bobby C. Simpson
John A. Henderson	Elizabeth Connellan Smith
Ann Henry	Jennifer Platzkere Snyder
Evangelina P. Hernandez	Douglas L. Steele
Russell Hirschhorn	Dane Steffenson
Thomas Holder	Danielle Van Lier
Chris Hollinger	Adelmise Warner
Fred B. Jacob	Marley Weiss
Barbara L. Johnson	Anna Wermuth
Mary L. Johnson	James C. Zalewski
Jonathan Karmel	
Joshua R. Kersey	

12th Annual Labor and Employment Law Conference Program Schedule

Wednesday, November 7

• 4:30 pm – 5:00 pm

Law Student Orientation

Law student attendees are invited to mingle with each other and members of the Outreach to Law Students Committee prior to the start of the Conference. This event will offer students a casual introduction to the ins and outs of the Annual Section Conference.

• 5:00 pm – 6:00 pm

First-Time Attendee/New Section Member Orientation

If you are a new member of the Section of Labor and Employment Law or if this is your first Section meeting, join your peers for an overview of what you should know about the Section and how to get the most benefit from attending the Conference.

• 6:00 pm – 8:00 pm

Welcome Reception and Committee Expo

All attendees are invited to meet, greet and network during this opening reception at the Hilton San Francisco Union Square. Section Committees will provide information about publications, services and programs they provide to labor and employment lawyers.



12th Annual Labor and Employment Law

Thursday, November 8

Plenary Sessions

- 9:45 am – 10:00 am
Welcome and Introductions

- 10:00 am – 11:15 am
**The Future of Work:
The Impact of Artificial
Intelligence and Robotics
in the Workplace**

Progress in artificial intelligence, cognitive technologies, and robotics are changing the workplace. Apps allow workers to perform work on-demand for multiple companies, often at the same time. Robots are replacing employees and driverless vehicles are replacing drivers. Hollywood is creating virtual performers and digitally bringing dead actors to life. Even the legal industry is dealing with artificial intelligence. This panel will look at how technology impacts the workplace and how we define the workplace by discussing the evolution and integration of technology with the workplace. What does the future employer-employee relationship look like? What role can and should unions play? Is labor and employment law keeping pace with technology?

MODERATOR:

Brian E. Koncius, *Bogas & Koncius PC, Bingham Farms, MI*

PANELISTS:

Heather A. Morgan, *Grube Brown & Geidt LLP, Los Angeles, CA*

Nicole Nakagawa, *SAG-AFTRA, Los Angeles, CA*

Gerlind Wisskirchen, *CMS Hasche Sigle, Cologne, Germany*

- 4:00 pm – 5:15 pm
**Supreme Court Labor and
Employment Jurisprudence:
The 2017-18 Term**

The Section Secretary will review recent decisions from the Supreme Court and look at what is in the pipeline for the coming term.

SPEAKER:

Hon. Rebecca R. Pallmeyer, *U.S. District Court for the Northern District of Illinois, Chicago, IL*

Discrimination, Harassment and Retaliation

- 8:00 am – 9:15 am
**What Returning Military
Personnel, Unions and
Employers Need to Know
about USERRA**

The Uniformed Services Employment and Reemployment Rights Act (USERRA) bans discrimination and retaliation based on military service and provides reemployment rights to employees who leave the work force to serve in the military. Given USERRA's unique rules governing veteran rights and the growing body of law in this area, this program will ensure that all parties are familiar with the statute's requirements.

PANELISTS:

Deborah Birnbaum, *U.S. Department of Labor, Washington, DC*

Brian J. Lawler, *Pilot Law, P.C., San Diego, CA*

Gerald Pauling, *Seyfarth Shaw LLP, Chicago, IL*

Rob Remar, *Law Office of Rob Remar, Atlanta, GA*

- 11:30 am – 12:45 pm
**Unraveling the Legal and
Ethical Issues Created by
Employees Who Stay (Ethics)**

When an employee complains about discrimination or retaliation and remains employed, a host of legal, ethical and practical issues arise. This panel will discuss the manner in which employees should complain, best practices for addressing complaints, properly documenting alleged retaliation and/or job performance issues, ethics issues that arise for counsel, and a discussion about the potential difficulties of settling cases with employees who stay.

PANELISTS:

Deborah Hesford Dos Santos, *Lahey Health System, Inc., Burlington, MA*

Gary B. Eidelman, *Saul Ewing Arnstein & Lehr, LLP, Baltimore, MD*

Jennifer L. Liu, *The Liu Law Firm, P.C., San Francisco, CA*

Jason Wojciechowski, *SEIU Local 121RN, Pasadena, CA*

- 2:30 pm – 3:45 pm
**Perspectives from the
U.S. Equal Employment
Opportunity Commission**

U.S. Equal Employment Opportunity Commission Commissioners and the General Counsel will discuss recent developments at the EEOC, including notable administrative and court decisions, the agency's regulatory agenda, enforcement priorities, and what they anticipate for the agency in the next year.

MODERATORS:

Debra Katz, *Katz, Marshall & Banks, LLP, Washington, DC*

Leslie E. Silverman, *Fortney & Scott, LLC, Washington, DC*

PANELISTS:

Chair, *U.S. Equal Employment Opportunity Commission, Washington, DC (invited)*

General Counsel, *U.S. Equal Employment Opportunity Commission, Washington, DC (invited)*

International

- 8:00 am – 9:15 am
**An International Look at
Gender-Based Violence and
Harassment in the Workplace**

Cosponsored by ABA Commission on Women in the Profession

In the wake of recent sexual harassment scandals and reports of human trafficking in the U.S. and abroad, this panel will discuss the developments and strategies to address how employers, unions and individual employee rights are shaping and affected by these developments and how non-disparagement and non-disclosure agreements may be changing in light of these developments.

PANELISTS:

Mercedes Balado Bevilacqua, *MBB Abogados, Buenos Aires, Argentina*

Atul Gupta, *Trilegal, Bangalore, India*

Kristen M. Jacoby, *Genentech, Inc., San Francisco, CA*

Clare Murray, *CM Murray LLP, London, United Kingdom*

Maryann Parker, *Service Employees International Union, Washington, DC*

• 11:30 am – 12:45 pm

Where in the World is the Gig Economy Working?

Countries across the globe are grappling with whether traditional labor and employment regulation schemes can or should be applied to complex international digital businesses that rely on the gig economy. This panel will address the mechanisms that have been adopted and the questions being confronted across the globe, including the decision of European countries to augment the traditional employee and independent contractor classifications with an intermediate worker classification, recent UK common law developments, whether the gig economy can bring “good jobs” to areas where work is in short supply, the increasing use of data-driven managerial practices, and the implications of this economy on gender pay disparities and equality.

PANELISTS:

Brendon Carr, *Hwang Hong & Co. PC*, Seoul, Korea

Mathilde Houet-Weil, *Weil & Associés*, Paris, France

Nayantara Mehta, *National Employment Law Project*, Berkeley, CA

George L. Washington, Jr., *Orange Business Services*, Oak Hill, VA

• 2:30 pm – 3:45 pm

How Styles of Advocacy and Litigation Compare and Differ around the World in Labor and Employment Law Disputes

How do substantive norms of labor and employment law advocacy and litigation differ in countries around the world? What can we learn from our fellow international advocates? What key differences should you be aware of in advocacy and litigation processes overseas so you don't trip up and undermine your client's case?

PANELISTS:

Colleen Cleary, *CC Solicitors*, Dublin, Ireland

Mike Delikat, *Orrick, Herrington & Sutcliffe LLP*, New York, NY

Juan José Hita Fernández, *Augusta Abogados*, Barcelona, Spain

Daniel Iny, *Goldblatt Partners*, Toronto, ON

Alexander Spinrad, *Alexander Spinrad & Co. Law Offices*, Tel Aviv, Israel

Labor-Management Relations

• 8:00 am – 9:15 am

States and Localities Changing the Labor Law Landscape: The Empire(s) Strike(s) Back

States and municipalities are increasingly inserting themselves in labor disputes and regulating terms and conditions of employment, including creating laws that provide a mechanism for for-hire drivers (e.g., Uber and Lyft) to form unions and legislating collectively bargained-for terms like scheduling, sick leave, etc. This program will review such laws, their implications on organizing and collective bargaining, and potential preemption challenges to these laws.

MODERATOR:

Karen Ertel, *Bloomberg Law*, Washington, DC

PANELISTS:

Kimberley Chaput, *Association of Flight Attendants-CWA*, Astoria, OR

Diamond Hicks, *Kaiser Foundation*, Los Angeles, CA

Lori Armstrong Halber, *Fisher & Phillips LLP*, Philadelphia, PA

• 11:30 am – 12:45 pm

Collateral Damage? Legal Developments Surrounding Fair Share Arrangements and Implications on the Railway Labor Act

This panel will examine the status of litigation with regard to the constitutional permissibility of fair share arrangements in the public sector and the potential application of those legal developments on union security arrangements under the Railway Labor Act. The panel also will discuss recent judicial, legislative and electoral developments concerning right-to-work laws at the local, state and national levels and the practical implications of these developments on the work of carriers and unions.

PANELISTS:

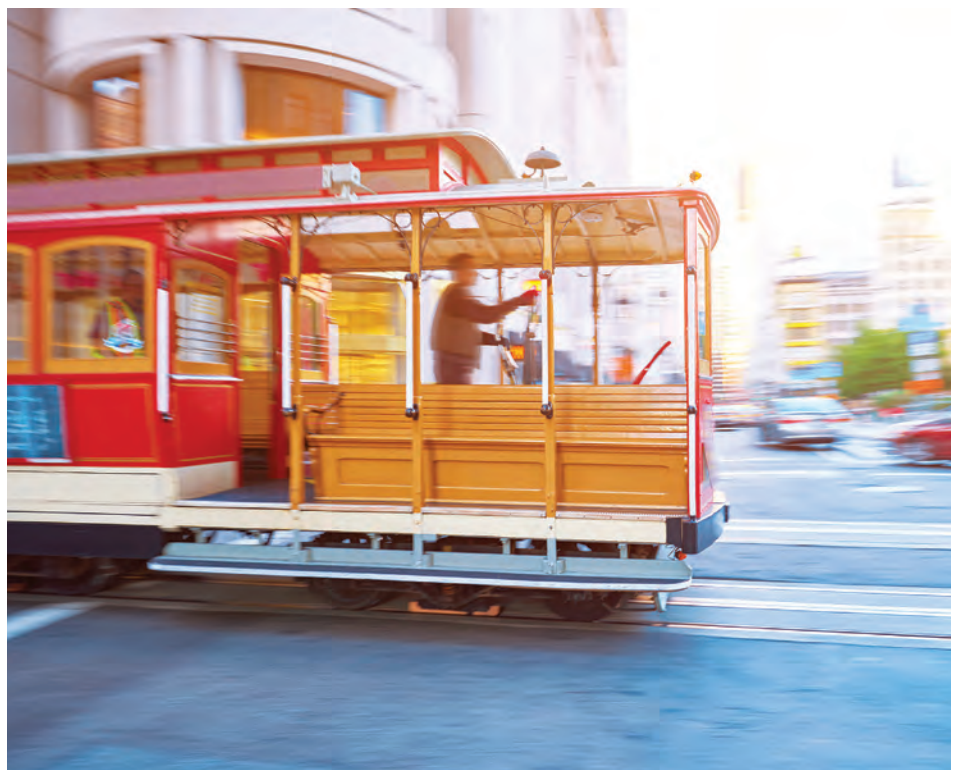
Erika Diehl-Gibbons, *International Association of Sheet Metal, Air, Rail and Transportation Workers (SMART)*, North Olmsted, OH

Maria-Kate Dowling, *National Mediation Board*, Washington, DC

Marc Esposito, *JetBlue Airways*, Long Island City, NY

Aparna Joshi, *O'Melveny & Myers LLP*, Washington, DC

Stephen B. Moldof, *Cohen, Weiss and Simon LLP*, New York, NY



12th Annual Labor and Employment Law

- 11:30 am – 12:45 pm

Update from the National Labor Relations Board Office of the General Counsel

The General Counsel has made significant changes in the structure and operation of the NLRB. How have the changes impacted enforcement of the Act? The Associate General Counsel and our panelists will analyze the impact the changes have had in the field and on the Agency's constituency.

PANELISTS:

Julie Gutman Dickinson, *Bush Gottlieb, Glendale, CA*

Nicole Cuda Perez, *Office of Nicole Cuda Perez, Dix Hills, NY*

Jennifer Platzkere Snyder, *Dilworth Paxson LLP, Philadelphia, PA*

Alice B. Stock, *National Labor Relations Board, Washington, DC*

Amy J. Zdravecky, *Barnes & Thornburg LLP, Grand Rapids, MI*

- 2:30 pm – 3:45 pm

The National Labor Relations Board Under the Trump Administration

There have been significant changes in Board law during the current administration. The moderators will engage the Board in a robust discussion, reviewing where the law has been and where it is today.

MODERATORS:

Stuart R. Buttrick, *Faegre Baker Daniels LLP, Indianapolis, IN*

Gwynne A. Wilcox, *Levy Ratner, P.C., New York, NY*

PANELISTS:

Hon. John F. Ring, *National Labor Relations Board, Washington, DC*

Hon. Lauren McFerran, *National Labor Relations Board, Washington, DC*

Hon. Marvin E. Kaplan, *National Labor Relations Board, Washington, DC*

Hon. William J. Emanuel, *National Labor Relations Board, Washington, DC*

Litigation/Class Action

- 8:00 am – 9:15 am

Class Notices: Protecting Your Interests While Securing Court Approval

Class and collective action attorneys focus much of their attention briefing issues of class certification. How do the parties communicate with the class in a way that is informative and fair, while protecting clearly opposing interests? Class counsel will want to present reasons for opting in or making claims. Defense counsel will want to keep interests among the putative class at a minimum. The Court will want a notice that is a fair representation of the case. How do the parties handle communications with current employees? This skills panel will discuss the when, where, why and how of negotiating class notices, drafting class notice that the court will approve, and best practices when using claims administrators in communicating with class member.

PANELISTS:

Troy L. Kessler, *Shulman & Kessler LLP, Melville, NY*

Susan Martin, *Martin & Bonnett, PLLC, Phoenix, AZ*

Sabrina L. Shadi, *Baker & Hostetler LLP, Los Angeles, CA*

Achia Swift, *Uber, San Francisco, CA*

- 11:30 am – 12:45 pm

A View from the Bench: I Wish I Didn't Know Now What I Didn't Know Then

Trial judges discuss the lessons they have learned on the bench and how they would apply those lessons to the practice of employment litigation.

MODERATORS:

Sean R. Gallagher, *Polsinelli PC, Denver, CO*

Cynthia N. Sass, *Sass Law Firm, Tampa, FL*

PANELISTS:

Hon. Waverly Crenshaw, *U.S. District Court for the Middle District of Tennessee, Nashville, TN*

Hon. Elizabeth LaPorte, *U.S. District Court for the Northern District of California, San Francisco, CA*

Hon. Rebecca R. Pallmeyer, *U.S. District Court for the Northern District of Illinois, Chicago, IL*



- 2:30 pm – 3:45 pm

Litigating Executive Departures: Breaking Up Is Hard to Do

More than ever, corporations are concerned about protecting intellectual property, and seek to restrict departing executives from working for competitors and soliciting customers. Often, executives contend these restrictions are unnecessary restraints on trade and are broader than necessary to protect a company's legitimate business interests. Litigation of executive departures requires prompt analysis and swift action. This panel will provide insights on how to analyze issues and develop effective offensive and defensive strategies for successful resolution of disputes arising from executive departures.

PANELISTS:

Lori L. Deem, *Outten & Golden LLP, Chicago, IL*

Christopher M. Pardo, *Constangy, Brooks, Smith & Prophete, LLP, Boston, MA*

Adelmise Rosemé Warner, *Pandora, Oakland, CA*

Occupational Safety and Health Law

- 2:30 pm – 3:45 pm

Do You Know What to Do When OSHA Comes Knocking? (Fundamentals)

*Cosponsored by
ABA Young Lawyers Division*

This session will give an overview of OSHA's inspection processes and procedures so management and union/employee-representative attorneys are ready when OSHA inspectors arrive. The panel will highlight best practices for employers and employee representatives before, during, and after an OSHA inspection, and will discuss the types and scope of OSHA inspections, warrants, employee and employer participation in inspections, and OSHA's voluntary compliance programs. California's laws and enforcement policies also will be reviewed.

PANELISTS:

Elizabeth Nadeau, *Law Office of Elizabeth Nadeau, Washington, DC*

Orlando J. Pannocchia, *U.S. Department of Labor, Washington, DC*

Nelva J. Smith, *Steptoe & Johnson PLLC, Columbus, OH*

Practice and Professionalism

- 8:00 am – 9:15 am

Effective Communication and Writing Skills to Enhance Legal Practice

Clear communication is a necessity for any practitioner seeking to provide excellent client service and develop his or her practice. However, common legal jargon and labor- and employment-specific terminology can clog communication channels and clutter writing, whether it be in court documents, client communications, or employee handbooks. Ineffective communication can hamper or deter client relationships, cause unintentional lawsuits, and misinform courts and counsel, all of which is detrimental to individual and law firm branding and to building a strong practice. This interactive panel discussion will sharpen attendees' writing and communication skills through sharing best practices, tips, and tools of the trade on how to untangle legalese and avoid unnecessarily complex labor and employment law terminology. The resulting clear and concise writing will help to win over new clients, improve current client relationships, and ensure good communication with courts and counsel.

MODERATOR:

Rachel DuFault, *Bloomberg BNA, Washington, DC*

PANELISTS:

Hon. Karon O. Bowdre, *U.S. District Court for the Northern District of Alabama, Birmingham, AL*

Shay Dvoretzky, *Jones Day, Washington, DC*

Stacey Leyton, *Altshuler Berzon LLP, San Francisco, CA*

Wage and Hour

- 8:00 am – 9:15 am

Wage and Hour Basics for Litigating the Collective Action (Fundamentals)

*Cosponsored by
ABA Young Lawyers Division*

The FLSA provides for collective actions and some states provide class actions. All counsel need to consider the possibility of a collective/class claim from the onset. Counsel for employees may

formulate a plan prior to reaching out to an employer or filing suit. Counsel for employers should evaluate any wage and hour claim for possible collective/class exposure. This panel will discuss pre-suit investigation, drafting pleadings and a general overview of litigating a collective/class action claim from onset through conclusion.

PANELISTS:

Shelly C. Anand, *U.S. Department of Labor, Atlanta, GA*

Taylor Ball, *Horizon Air Industries, Inc., Seattle, WA*

Sara Faulman, *Woodley & McGillivray LLP, Washington, DC*

Morgan Forsey, *Sheppard, Mullin, Richter & Hampton LLP, Los Angeles, CA*

Clement L. Tsao, *Cook & Logothetis, LLC, Cincinnati, OH*

- 11:30 am – 12:45 pm

Trying a Wage and Hour Case: Strategies and Views from the Jurors' Eyes

Very few wage and hour cases make it to the jury, but when they do, the stakes can be high. Lawyers and jury consultants who have experience and opinions as to how to persuade jurors in matters that often involve complex facts will discuss how to make time keeping data interesting and meaningful and explain company procedures and every day job tasks without putting the jury to sleep. The panel will feature creative, cutting-edge techniques intended to enhance the presentation of wage hour cases, regardless of whether you prosecute or defend claims.

PANELISTS:

Hon. Edward M. Chen, *U.S. District Court for the Northern District of California, San Francisco, CA*

Susan G. Fillichio, *DecisionQuest, Los Angeles, CA*

Paul J. Lukas, *Nichols Kaster, PLLP, Minneapolis, MN*

Lisa "Lee" A. Schreter, *Little Mendelson P.C., Atlanta, GA*

- 2:30 pm – 3:45 pm

Mediation Strategies: Advanced Techniques and Cutting-Edge Case Developments in Wage Hour Litigation and Settlements

This panel will provide experience-driven advice on topics including when is the right time to mediate, what factors each side may consider before deciding to

12th Annual Labor and Employment Law

mediate, what information can/should be shared with mediator and whether to share certain information with the opposing side, including expert reports, and creative solutions parties should consider to reach a final resolution.

PANELISTS:

Brianna M. Primo *zic Rapp, Rosen Marsili Rapp, Los Angeles, CA*
John C. Roach, *Ransdell Roach & Royse PLLC, Lexington, KY*
Rita Srivastava, *McDonald's Corporation, Oak Brook, IL*
Dane Steffenson, *U.S. Department of Labor, Atlanta, GA*
Martine T. Wells, *Brownstein Hyatt Farber Schreck, LLP, Denver, CO*

Workplace Problems and Solutions

• 8:00 am – 9:15 am

After the Catastrophe: Employment Issues and Fall-Out

Our world is rife with threats both natural and human-made. This panel will delve into the issues that arise in the workplace as a consequence of catastrophic events. The panel will explore the legal landscape and employee relations challenges such as pay, employees failing to report to work, counseling, and other issues.

PANELISTS:

Deirdre Hamilton, *Teamsters Airline Division, Washington, DC*
Jeffrey Heller, *JHeller Consulting, Austin, TX*
Alfonso Kennard, Jr., *Kennard Law, P.C., Houston, TX*
Raymond E. Morales, *Raymond E. Morales Law Offices, San Juan, PR*
Crisis Management Consulting Expert, *Marsh Risk Consulting*

• 11:30 am – 12:45 pm

Religious Accommodations in the Workplace

Employees are not required to “check their religion at the door” when they enter the workplace. Title VII requires employers to provide religious accommodations for sincerely held religious beliefs as long as they would not pose an undue hardship. The Religious Freedom Restoration Act also provides important protections for both employees and employers where a law substantially burdens religious practice. But how far must employers go in accommodating

employees’ religious beliefs? What kinds of religious accommodations pose the greatest challenges for employers? What kinds of religious expression can employers lawfully prohibit, and when may religious expression constitute unlawful harassment? Are employers ever entitled to ask that the law “accommodate” their religious beliefs? And what issues may arise under Title VII or the RFRA in light of laws and court decisions that protect LGBTQ persons from workplace discrimination?

PANELISTS:

Pamela Chandran, *UNAC/UHCP, Los Angeles, CA*
Douglas E. Dexter, *Farella Braun + Martell LLP, San Francisco, CA*
Jeanne Goldberg, *U.S. Equal Employment Opportunity Commission, Washington, DC*
Susan Ritz, *Ritz, Clark & Ben-Asher LLP, New York, NY*
Sheree C. Wright, *Vanderbilt University, Nashville, TN*

• 2:30 pm – 3:45 pm

Advanced Issues in Reporting and Responding to Harassment Investigations in the #MeToo Era

Cosponsored by ABA Commission on Women in the Profession

Accusations of sexual harassment against high-profile executives and “rainmakers” have dominated the headlines. Claims of sexual harassment are not limited to the entertainment industry. What are the best practices in reporting and investigating harassment claims, what are appropriate actions to take against alleged harassers, even if they are senior executives or “rainmakers,” and what are best practices when the alleged harasser stays. This panel will share best practices in providing a “safe place” for employees to come forward, responding to harassment claims, conducting effective investigations, and proactive steps to address sexual harassment in the workplace.

PANELISTS:

Amira Day Dallafior, *Pinterest, San Francisco, CA*
Virginia “Ginger” Hardwick, *Hardwick Benfer, LLC, Doylestown, PA*
Wendy L. Kahn, *Zwerdling, Paul, Kahn & Wolly, P.C. (Of Counsel), Washington, DC*
Marytza J. Reyes, *Sanchez & Amador, LLP, Los Angeles, CA*
Sue Ann Van Dermiden, *Van Dermiden Maddux Law Corporation, Sacramento, CA*

Friday, November 9

• 7:00 am – 8:00 am

VALUES TRACK

Mindfulness Techniques for Professional Success

In our demanding work environment, “soft skills” can be a major differentiator in professional performance. This interactive workshop, taught jointly by a Fortune 100 lawyer/executive and an expert wellness and mindfulness coach, will teach attendees practical exercises based on mindfulness techniques to improve conflict management, persuasiveness, leadership, resilience and the ability to focus and relax when you most need it.

PRESENTERS:

Grace Kendrick, *E-RYT, CAS, Owner, Grass Valley Yoga; Founder, Blissful Living Wellness, Grass Valley, CA*
Leonard Shen, *SVP-Chief Compliance Officer, Visa, Inc., San Francisco, CA*

Plenary Sessions

• 9:45 am – 10:00 am

Award Presentations

• 10:00 am – 11:15 am

Understanding Cultural Differences of Working Class and Professional Americans

There is a chasm separating urban professionals from many non-urban working people, who are sometimes described as living in “fly-over states.” Labor and employment lawyers, who deal daily with working lives of all kinds, urgently need greater understanding of this cultural divide. Professor Joan C. Williams will discuss how these cultural issues present in the labor and employment law context and why we should be working toward greater respect between social classes.

MODERATOR:

Cynthia A. Nance, *University of Arkansas School of Law, Fayetteville, AR*

PRESENTER:

Joan C. Williams, *Distinguished Professor of Law, Hastings Foundation Chair and Director of the Center for WorkLife Law, University of California, Hastings College*

of the Law; Author of *White Working Class: Overcoming Class Cluelessness in America*, San Francisco, CA

Alternative Dispute Resolution

• 4:00 pm – 5:15 pm

Bringing Mediation Back from the Brink: Effective Approaches to Break Impasse

The ability and techniques utilized to bring a failing mediation back from the brink depend on many factors. Crucial among others are: level of commitment to achieving a resolution; Counsel's preparation of the parties to have reasonable and realistic expectations; and mediator creativity and tenacity. A panel composed of a mediator, counsel for employers and for individuals working in both union and non-union workforces will explore a myriad of tactics designed to achieve a successful mediation.

PANELISTS:

Vanessa Bullock, *Federal Mediation and Conciliation Service, Philadelphia, PA*
Dean Burrell, *Burrell Dispute Resolution, New York, NY*
Raquel Fas Bravo, *The Law Office of Raquel Fas Bravo, Boynton Beach, FL*
James S. Rosenfeld, *Butzel Long, Detroit, MI*

Discrimination, Harassment and Retaliation

• 8:00 am – 9:15 am

OFCCP in the Trump Administration: New Initiatives and Enforcement Trends

Almost two years after the inauguration of President Trump, OFCCP is pressing forward on key initiatives and striking a balance between compliance assistance and enforcement. Panelists will discuss OFCCP's current priorities and enforcement trends and will provide a look ahead at the next year.

PANELISTS:

Keir Bickerstaffe, *U.S. Department of Labor, Washington, DC*
Cathi J. Hunt, *Starbucks Corporation, Seattle, WA*
Christopher Wilkinson, *Orrick, Herrington & Sutcliffe LLP, Washington, DC*

• 11:30 am – 12:45 pm

Employment Discrimination Litigation: Myths and Realities

Sociologists Ellen Berry, Robert L. Nelson and Laura Beth Neilson have published the results of their study, sponsored by the American Bar Foundation, attempting to explode myths and discover the realities of discrimination in the American workplace and the litigation system that attempts to address it. The panel will involve a presentation of the results by the authors and questions and comments from the moderators and audience.

MODERATORS:

Barbara L. Johnson, *BL Johnson PLLC, Washington, DC*
Jo Linda Johnson, *U.S. Department of Homeland Security – Federal Emergency Management Agency, Washington, DC*

PANELISTS:

Robert L. Nelson, *American Bar Foundation; Department of Sociology, Northwestern University, Chicago, IL*
Laura Beth Nielsen, *American Bar Foundation; Center for Legal Studies, Northwestern University, Chicago, IL*

• 2:15 pm – 3:30 pm

Legal Update: Sex Discrimination and Sexual Orientation and Gender Identity

Cosponsored by ABA Commission on Sexual Orientation and Gender Identity
Conflicting federal court decisions, shifting government priorities and societal norms, and practical workplace realities create a quagmire. Join our panel of experts for an in-depth discussion of this rapidly developing area of law affecting LGBTQ issues in the workplace.

PANELISTS:

Duncan Crabtree-Ireland, *SAG-AFTRA, Los Angeles, CA*
Justin Mulaire, *U.S. Equal Employment Opportunity Commission, New York, NY*
Tracey R. Wallace, *Jackson Lewis P.C., Dallas, TX*
Jillian T. Weiss, *Law Office of Jillian T. Weiss, New York, NY*

• 4:00 pm – 5:15 pm

Deposing and Cross-Examining the Harasser and the Harassed in Sexual Harassment Cases

(Fundamentals)

Cosponsored by

ABA Young Lawyers Division

While in many respects, sexual harassment litigation is similar to other types of employment litigation, these cases often involve highly sensitive and emotionally charged fact patterns. This can present unique challenges for new lawyers or lawyers who are less experienced in litigating sexual harassment cases. Taking the deposition and/or conducting the cross examination of the key players in harassment cases – namely, the plaintiff and the alleged harasser – is of critical importance. This program will provide insight from experienced practitioners in the art of conducting a deposition or a cross-examination of the key players in sexual harassment cases.

PANELISTS:

Oswald B. Cousins, *Miller Law Group, San Francisco, CA*
Michael Homans, *HomansPeck, LLC, Philadelphia, PA*
Melissa S. Woods, *Cohen, Weiss and Simon LLP, New York, NY*



12th Annual Labor and Employment Law

Employee Benefits

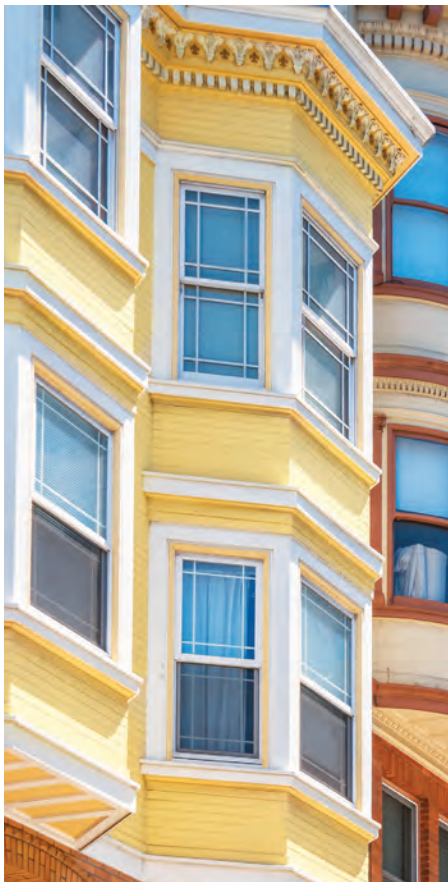
- 2:15 pm – 3:30 pm

The Opioid Epidemic: Challenges for Employers, Unions, Plan Sponsors and Fiduciaries

How can employers and plan sponsors ensure that plans and service providers are not contributing to employee addiction? Are there fiduciary responsibilities associated with prescription drug coverage? What protocols should employers and plan sponsors ensure the plan adopts? This panel will review how the opioid crisis affects employers, health plans, employees and their unions.

PANELISTS:

Kim Bradley, *Abato, Rubenstein and Abato, P.A., Baltimore, MD*
Denise M. Clark, *The Clark Law Firm, Washington, DC*
David Dorey, *U.S. Department of Labor, Washington, DC*
Miguel Eaton, *Jones Day, Washington, DC*
Clarissa A. Kang, *Trucker Huss, APC, San Francisco, CA*



- 4:00 pm – 5:15 pm

What Every Employment Litigator Should Know about Employee Benefits Litigation (Fundamentals)

*Cosponsored by
ABA Young Lawyers Division*

The resolution of employment litigation often involves issues related to employee benefits. Think reinstatement: What about the 401K or profit sharing plans? This program will explore employee benefit issues for employment litigators.

PANELISTS:

Benjamin Eisner, *Spear Wilderman PC, Philadelphia, PA*
Jamila (Minnicks) Gleason, *U.S. Department of Labor, Washington, DC*
Russell L. Hirschhorn, *Proskauer Rose LLP, New York, NY*
Kirsten Scott, *Renaker Hasselman Scott LLP, San Francisco, CA*

Immigration and Human Trafficking

- 7:00 am – 8:00 am

What Every Labor and Employment Advocate Needs to Know about the Current State of Immigration Law (Fundamentals)

*Cosponsored by
ABA Young Lawyers Division*

Immigration adjudication trends and enforcement practices are changing rapidly. This program will alert you to those key changes and how they are likely to affect aspects of your labor and employment law practice. Panelists will discuss how you can better represent your clients to avoid turning immigration issues into problems and how to prepare for and defend litigation stemming from workplace-related immigration investigations.

PANELISTS:

TBA

- 8:00 am – 9:15 am

Disaster Contractors: Preventing Labor Trafficking and Protecting Reconstruction Workers in Post-Disaster Areas

2017 was a record-setting year for major natural disasters. The urgency of reconstruction in affected communities, the diminished public infrastructure, and

a national construction labor shortage create the perfect conditions for potential abuse. This panel will bring together experts to discuss various approaches to protecting these vital reconstruction workers.

PANELISTS:

Eric Berg, *Cal/OSHA, Oakland, CA*
Monica Guizar, *Weinberg Roger & Rosenfeld, PC, Los Angeles, CA*
Richard A. Gump Jr., *Richard A. Gump Jr., P.C., Dallas, TX*
Victor Narro, *UCLA Labor Center, Los Angeles, CA*
Caleb Soto, *National Day Laborers Organizing Network, Los Angeles, CA*

- 11:30 am – 12:45 pm

Labor and Employment Immigration Law: The State's Prerogative

In recent years many states have intervened in the immigration law field in ways that have important effects on labor and employment law practices of business. This panel will discuss state laws aimed at protecting immigrants as well as those intended to create greater enforcement, in addition to analyzing constitutional issues presented by these laws.

PANELISTS:

Xavier Becerra, *California Attorney General, Sacramento, CA (invited)*
Mark Brnovich, *Arizona Attorney General, Phoenix, AZ (invited)*
David C. Drummond, *Alphabet Inc., Mountain View, CA*
Jonathan A. Grode, *Green & Spiegel LLC, Philadelphia, PA*
Elizabeth Mauldin, *Centro de los Derechos del Migrante, Washington, DC*
Sacha Steenhoek, *Gilead Sciences, Foster City, CA*

Labor-Management Relations

- 11:30 am – 12:45 pm

The Tension between the NLRA, Title VII and Other Federal Labor Laws

Is it “animal exuberance” or is it actionable harassment? From Title VII to HIPAA to FERPA, the NLRA is not always harmonized with other federal laws. This panel will examine the NLRB’s interpretation of employers’ work rules and policies and its intersection with other employment laws and regulations.

PANELISTS:

Sarah Burke, *National Labor Relations Board, Seattle, WA*
Manuel Quinto-Pozos, *Deats Durst & Owen, P.L.L.C., Austin, TX*
Ryan H. Vann, *DLA Piper, Chicago, IL*

• 2:15 pm – 3:30 pm

How to Draft an Employee Handbook According to the NLRB

Over the last several years, the NLRB and its General Counsel have issued decisions and guidance memoranda that have identified situations where the NLRB found a particular handbook provision – on its face – violated or comported with the NLRA. This panel will review the NLRB's current view on handbooks, with a goal of providing practical guidance to practitioners.

PANELISTS:

Erin N. Bass, *Steptoe & Johnson LLP, Phoenix, AZ*
Allyson L. Belovin, *Levy Ratner, P.C., New York, NY*
Amanda Jaret, *National Labor Relations Board, Washington, DC*
Letitia F. Silas, *Howard University, Washington, DC*

• 4:00 pm – 5:15 pm

The Ethics of Collective Bargaining (Ethics)

Union and management lawyers face a myriad of ethical issues in negotiating collective bargaining agreements. This program will examine various ethical issues that arise in connection with collective bargaining.

PANELISTS:

Brian D. Balonick, *Cozen O'Connor, Pittsburgh, PA*
Allison Beck, *Allison Beck LR Strategies, Washington, DC*
Susan Davis, *Cohen, Weiss and Simon LLP, New York, NY*
Theofilos Galoozis, *Waste Management, Inc., Houston, TX*
Adrian D. Healy, *IATSE, New York, NY*

Litigation/Class Action

• 8:00 am – 9:15 am

Confronting Non-Responsive Discovery

Determining the appropriate tactical response to non-responsive discovery can be critical to the future of your case. This panel will discuss various strategies

as to how to respond to non-responsive discovery that occurs in written discovery or at a 30(b)(6) deposition. The program will discuss the duties of a 30(b)(6) witness and what recourse a party has when the 30(b)(6) witness has not been properly prepared to respond to questions about the subjects identified in the notice. This program also will discuss when it is appropriate to seek sanctions for discovery matters.

PANELISTS:

Hon. George C. Hanks, Jr., *U.S. District Court for the Southern District of Texas, Houston, TX*
Erica V. Mason, *Constangy, Brooks, Smith & Prophete, LLP, Washington, DC*
Rebecca G. Pontikes, *Pontikes Law, LLC, Boston, MA*

• 11:30 am – 12:45 pm

Preserving Error from Pleadings to Verdict and Beyond

Perhaps nothing keeps a litigator up at night more than the fear of waiving error. This experienced panel will walk through the most common errors at each stage of a case, and discuss each step to preserve that error for appeal.

PANELISTS:

Hon. Bernice B. Donald, *U.S. Court of Appeals for the Sixth Circuit, Memphis, TN*
H. Christopher Bartolomucci, *Kirkland & Ellis, Washington, DC*
Abigail V. Carter, *Bredhoff & Kaiser, PLLC, Washington, DC*
Eric Schnapper, *University of Washington School of Law, Seattle, WA*
Daniel T. Vail, *Consumer Financial Protection Bureau, Washington, DC*

• 2:15 pm – 3:30 pm

Winning Sexual Harassment Cases in the Media Instead of the Courtroom (Ethics)

Over the past year and a half, there has been a shift in how counsel have advanced sexual harassment cases: it is not happening in the courtroom, but in the media. Is this because the country's legal system is not equipped to handle harassment? Or is it because the thresholds set by the courts as to what constitutes sexual harassment have been set too high? This panel will explore these issues as well the ethical issues that counsel face when making the strategic decision not to use the courtroom.

PANELISTS:

Angela Hart-Edwards, *Akerman LLP, Washington, DC*
Nick Kalm, *Reputation Partners, LLC, Chicago, IL*
Therese M. Lawless, *Lawless & Lawless, San Francisco, CA*
Roberta L. Steele, *U.S. Equal Employment Opportunity Commission, San Francisco, CA*

Practice and Professionalism

• 2:15 pm – 3:30 pm

It's You, Not Me: Tips and Strategies for Dealing with Difficult People (Ethics)

This program will discuss what counsel should do when observing or experiencing unprofessional conduct and the rules governing the interactions between counsel and the court.

PANELISTS:

Hon. Virginia M. Hernandez Covington, *U.S. District Court for the Middle District of Florida, Tampa, FL*
Stacey A. Campbell, *The Campbell Law Group, P.C., Denver, CO*
Catherine Creighton, *Creighton Johnsen & Giroux, Buffalo, NY*
R. Scott Oswald, *The Employment Law Group, P.C., Washington, DC*

Public Sector

• 11:30 am – 12:45 pm

Due Process Rights for Public Employees (Fundamentals)

Cosponsored by ABA Young Lawyers Division
 Often in cases of discipline or discharge by a public employer, public employees have the right to due process before the adverse action becomes final. This program will discuss the circumstances under which a public employee's interests are entitled to protection and the extent of the process to which public employees' may be entitled.

PANELISTS:

Timothy T. Gardner, Jr., *Thrun Law Firm, P.C., East Lansing, MI*
Steven S. Landis, *Steven S. Landis, P.C., New York, NY*
Sarah E. Suszczyk, *National Association of Government Employees, Washington, DC*
Rolando N. Valdez, *U.S. Department of Labor, Washington, DC*

(Continued on page 14)

12th Annual Labor and Employment

Wednesday, November 7

4:00 pm – 8:00 pm

Conference Registration

4:30 pm – 5:00 pm

Law Student Orientation *pgs 3, 18*

5:00 pm – 6:00 pm

First-Time Attendee/
New Section Member
Orientation *pgs 3, 18*

6:00 pm – 8:00 pm

Welcome Reception and
Committee Expo *pgs 3, 18*

Thursday, November 8

7:00 am – 8:00 am

Continental Breakfast

8:00 am – 9:15 am

CONCURRENT PROGRAMS

- After the Catastrophe: Employment Issues and Fall-Out *pg 8*
- Class Notices: Protecting Your Interests While Securing Court Approval *pg 6*
- Effective Communication and Writing Skills to Enhance Legal Practice *pg 7*
- An International Look at Gender-Based Violence and Harassment in the Workplace *pg 4*
- States and Localities Changing the Labor Law Landscape: The Empire(s) Strike(s) Back *pg 5*
- Wage and Hour Basics for Litigating the Collective Action (**Fundamentals**) *pg 7*
- What Returning Military Personnel, Unions and Employers Need to Know about USERRA *pg 4*

9:45 am – 10:00 am

Welcome and Introductions

10:00 am – 11:15 am

PLENARY SESSION

The Future of Work:
The Impact of Artificial
Intelligence and Robotics
in the Workplace *pg 4*



11:30 am – 12:45 pm

CONCURRENT PROGRAMS

- Collateral Damage? Legal Developments Surrounding Fair Share Arrangements and Implications on the RLA *pg 5*
- Religious Accommodations in the Workplace *pg 8*
- Trying a Wage and Hour Case: Strategies and Views from the Jurors' Eyes *pg 7*
- Unraveling the Legal and Ethical Issues Created by Employees Who Stay (**Ethics**) *pg 4*
- Update from the National Labor Relations Board Office of the General Counsel *pg 6*
- A View from the Bench: I Wish I Didn't Know Now What I Didn't Know Then *pg 6*
- Where in the World is the Gig Economy Working? *pg 5*

12:45 pm – 2:15 pm

Diversity and Inclusion Luncheon

Featuring Dolores Huerta, President and Founder of the Dolores Huerta Foundation; Co-Founder of the United Farm Workers of America

2:30 pm – 3:45 pm

CONCURRENT PROGRAMS

- Advanced Issues in Reporting and Responding to Harassment Investigations in the #MeToo Era *pg 8*

- Do You Know What to Do When OSHA Comes Knocking? (**Fundamentals**) *pg 7*
- How Styles of Advocacy and Litigation Compare and Differ around the World in Labor and Employment Law Disputes *pg 5*
- Litigating Executive Departures: Breaking Up Is Hard to Do *pg 7*
- Mediation Strategies: Advanced Techniques and Cutting-Edge Case Developments in Wage Hour Litigation and Settlements *pg 7*
- The National Labor Relations Board Under the Trump Administration *pg 6*
- Perspectives from the U.S. Equal Employment Opportunity Commission *pg 4*

4:00 pm – 5:15 pm

PLENARY SESSION

Supreme Court Labor and
Employment Jurisprudence:
The 2017-18 Term *pg 4*

5:15 pm – 6:00 pm

Standing Committee
Business Meetings *pg 18*

7:30 pm – 10:00 pm

Committee Receptions,
Dinners and Young Lawyers
Dine-Around *pg 18*

Law Conference Program Schedule

Friday, November 9

7:00 am – 8:00 am

Continental Breakfast

7:00 am – 8:00 am

VALUES TRACK

Mindfulness Techniques for Professional Success *pg 8*

7:00 am – 8:00 am

- What Every Labor and Employment Advocate Needs to Know about the Current State of Immigration Laws (**Fundamentals**) *pg 10*

8:00 am – 9:15 am

CONCURRENT PROGRAMS

- Confronting Non-Responsive Discovery *pg 11*
- Disaster Contractors: Preventing Labor Trafficking and Protecting Reconstruction Workers in Post-Disaster Areas *pg 10*
- New Developments in Pay Equity *pg 15*
- Non-Sarbanes-Oxley Whistleblower Protections *pg 14*
- OFCCP in the Trump Administration: New Initiatives and Enforcement Trends *pg 9*
- Preparing for and Taking a 30(b)(6) Deposition of a Technology Expert *pg 14*
- Wage and Hour Update: What Has Really Changed Two Years into the Trump Presidency *pg 14*

9:45 am – 10:00 am

Presentation of Section Awards

10:00 am – 11:15 am

PLENARY SESSION

Understanding Cultural Differences of Working Class and Professional Americans *pg 8*

11:30 am – 12:45 pm

CONCURRENT PROGRAMS

- Due Process Rights for Public Employees (**Fundamentals**) *pg 11*
- Employment Discrimination Litigation: Myths and Realities *pg 9*
- Honing Your Relationship with Opposing Counsel: Professionalism and Civility Considerations in Wage Hour Class and Collective Actions (**Ethics**) *pg 14*
- Labor and Employment Immigration Law: The State's Prerogative *pg 10*

- Managing Sick Leave *pg 15*
- Preserving Error from Pleadings to Verdict and Beyond *pg 11*
- Tension between the National Labor Relations Act, Title VII and Other Federal Labor Laws *pg 10*

12:45 pm – 2:15 pm

Pro Bono Luncheon

12:45 pm – 2:15 pm

In-House Corporate Counsel

Luncheon (*In-House Corporate Counsel only*)

2:15 pm – 3:30 pm

CONCURRENT PROGRAMS

- Balancing Workplace Safety with Employee Rights *pg 15*
- How to Draft an Employee Handbook According to the National Labor Relations Board *pg 11*
- It's You, Not Me: Tips and Strategies for Dealing with Difficult People (**Ethics**) *pg 11*
- Legal Update: Sex Discrimination and Sexual Orientation and Gender Identity *pg 9*
- Life After *Janus* *pg 14*
- The Opioid Epidemic: Challenges for Employers, Unions, Plan Sponsors and Fiduciaries *pg 10*
- Winning Sexual Harassment Cases in the Media Instead of the Courtroom (**Ethics**) *pg 11*

4:00 pm – 5:15 pm

CONCURRENT PROGRAMS

- Best Practices for Managing Wage and Hour Issues for a Hyper-Connected Workforce *pg 14*
- Bounty Programs 101 (**Fundamentals**) *pg 15*
- Bringing Mediation Back from the Brink: Effective Approaches to Break Impasse *pg 9*
- Deposing and Cross-Examining the Harasser and the Harassed in Sexual Harassment Cases (**Fundamentals**) *pg 9*
- Divide, Conquer and Acquire: How Employers, Employees and Unions Travel the Tricky Landscape of Mergers and Acquisitions *pg 15*
- The Ethics of Collective Bargaining (**Ethics**) *pg 11*
- What Every Employment Litigator Should Know about Employee Benefits Litigation (**Fundamentals**) *pg 10*

7:00 pm – 10:00 pm

Conference Reception at August Hall *pg 18*

Saturday, November 10

7:30 am – 9:00 am

Continental Breakfast

8:00 am – 9:00 am

VALUES TRACK

Why We Work *pg 16*

9:00 am – 10:15 am

CONCURRENT PROGRAMS

- Civil Service Reform: Retaliation, Discipline, Training and Reporting *pg 16*
- Do's & Don'ts of Surveillance *pg 17*
- Harassment, Violence and Assault: Workplace Hazards under OSHA? *pg 17*
- What Can Hollywood Teach Trial Lawyers about Story Telling? *pg 16*
- Why Do Professors Unionize but Techies Do Not? *pg 16*

10:45 am – 12:00 noon

CONCURRENT PROGRAMS

- Blockchain: What Is It and What Are Its Implications for the Workplace? *pg 17*
- Designing and Implementing Innovative Workplace ADR Programs *pg 16*
- False Claims Act: 10 New Developments *pg 17*
- The Joint Employer Standard after *Browning-Ferris* *pg 16*
- Negotiating Protective Orders: Don't Let Them Come Back to Haunt You *pg 16*

12:00 noon – 1:30 pm

CAREERS IN LABOR AND EMPLOYMENT LAW:

A "How To" Exploration of Options and Advice for Law Students on Finding the Right Job *pg 18*

12:30 pm – 2:00 pm

COLLEGE OF LABOR AND EMPLOYMENT LAWYERS PROGRAM:

Setting the Bar: The Elimination of Unprofessional Conduct Toward Women and Minorities (**Ethics**) *pg 17*

12th Annual Labor and Employment Law

(Continued from page 11)

- 2:15 pm – 3:30 pm

Life After *Janus*

In *Janus v. AFSCME*, the Supreme Court, reversing longstanding precedent, held that under the First Amendment public employees cannot be required to pay dues to the unions who represent them. While the press has reported the decision as the death knell for public sector unions, many unions in right-to-work states have long flourished under similar restrictions. What is the impact of *Janus* on public sector unions and employers, the collective bargaining process and the political landscape? Can the government compel public sector labor organizations to represent non-payers without violating due process? Panelists will explore these issues as well as the potential impact of *Janus*, if any, on private sector unions, employees and right-to-work movements in the private sector.

PANELISTS:

Laurie M. Burgess, *California Teachers Association, Burlingame, CA*
Charlotte Garden, *Seattle University School of Law, Seattle, WA*
Kay H. Hodge, *Stoneman, Chandler & Miller LLP, Boston, MA*
Emily H. Martin, *Washington Public Employment Relations Commission, Seattle, WA*

Technology

- 8:00 am – 9:15 pm

Preparing for and Taking a 30(b)(6) Deposition of a Technology Expert

One of the most difficult aspects of modern employment litigation with ESI is in developing a baseline of knowledge about where the information is, and how best to get it. Many lawyers resolve this problem through a 30(b)(6) of the technology expert; however, they struggle in forming the right questions. This panel will use a roleplaying exercise to walk through how one prepares for and takes a 30(b)(6) of a technology expert, demystifying the process of gathering the evidence necessary for one's litigation. The role play also will discuss the new discovery rules as it relates to ESI.

PANELISTS:

Christina H. Bost Seaton, *FisherBroyles, LLP, New York, NY*
John A. Henderson, *U.S. Equal Employment Opportunity Commission, Baltimore, MD*
Anne B. Shaver, *Lieff Cabraser Heimann & Bernstein, LLP, San Francisco, CA*
Kelly Twigger, *ESI Attorneys LLC, Boulder, CO*

Wage and Hour

- 8:00 am – 9:15 am

Wage and Hour Update: What Has Really Changed Two Years into the Trump Presidency

During the campaign and throughout his first term, President Trump's Administration has made a lot of promises and created vast expectations for significant change in the Wage and Hour arena. The Administration has focused on redoing the White Collar Overtime Rules, dialing back joint employment, broadening the scope of who could properly be classified as an independent contractor, no longer defending tips as property of the employer, and revisiting strategic enforcement initiatives of the prior Administration. How effective has the Administration been in its efforts? With which changes are employees and employers most troubled? What are the most significant changes that have not yet occurred and what should we expect in the near future? Practitioners from each constituency will sum up how they have adapted to these changing – or not so changing – times.

PANELISTS:

Adrienne Fechter, *Fechter Mediation & Arbitration Services, LLC, Boulder, CO*
David S. Fortney, *Fortney & Scott, LLC, Washington, DC*
Janet Herold, *U.S. Department of Labor, San Francisco, CA*
Jason C. Marsili, *Rosen Marsili Rapp, Los Angeles, CA*

- 11:30 am – 12:45 pm

Honing Your Relationship with Opposing Counsel: Professionalism and Civility Considerations in Wage and Hour Class and Collective Actions (Ethics)

In conjunction with a review of the applicable Model Rules of Professional Conduct, this panel will utilize vignettes and audience polling to go through tough situations. Strategies for ensuring collaborative, respectful and productive

working relationships with opposing counsel – not only to preserve your reputation but to ensure you can operate as a most zealous advocate for your client's interests – will be promoted.

PANELISTS:

Hon. John Shepard Wiley, Jr., *Superior Court of Los Angeles County, Los Angeles, CA*
Jeremy Glenn, *Cozen O'Connor, Chicago, IL*
Bernard R. Mazaheri, *Morgan & Morgan, Lexington, KY*
Hope J. Singer, *Bush Gottlieb, Glendale, CA*

- 4:00 pm – 5:15 pm

Best Practices for Managing Wage and Hour Issues for a Hyper-Connected Workforce

More employers are offering the opportunity to work remotely to non-exempt and exempt employees. What liabilities do employers face on wage and hour issues given employees' constant access to the virtual workplace? This panel will explore practical solutions for record keeping and managing employee's time and will outline best practices on implementing effective mobile device and remote work policies.

PANELISTS:

G. Edward (Ted) Anderson, *Welch Consulting, Los Angeles, CA*
Ted Borrromeo, *McKesson Corporation, San Francisco, CA*
Laura L. Ho, *Goldstein, Borgen, Dardarian & Ho, Oakland, CA*
Esther G. Lander, *Akin Gump Strauss Hauer & Feld LLP, Washington, DC*
Hope Pordy, *Spivak Lipton LLP, New York, NY*

Whistleblower

- 8:00 am – 9:15 am

Non-Sarbanes-Oxley Whistleblower Protections

There are a lot more whistleblower protections enforced by OSHA than just Sarbanes-Oxley. Our panel will discuss those statutory protections, their procedural and administrative requirements, and practical suggestions.

PANELISTS:

Connie N. Bertram, *Proskauer Rose LLP, Washington, DC*
Victoria L. Bor, *Sherman Dunn, P.C., Washington, DC*
Megan E. Guenther, *U.S. Department of Labor, Washington, DC*
Richard R. Renner, *Kalijarvi, Chuzy, Newman & Fitch, P.C., Washington, DC*
Bobby C. Simpson, *General Electric Company, Louisville, KY*

• 4:00 pm – 5:15 pm

Bounty Programs 101

(Fundamentals)

*Cosponsored by
ABA Young Lawyers Division*

This panel will provide an overview of federal bounty programs, including the False Claims Act's qui tam provisions and the whistleblower provisions of the SEC, IRS and CFTC. Panelists will cover the unique procedural frameworks of the bounty laws, common pitfalls to avoid, and best practices.

PANELISTS:

Mark Hanna, *Murphy Anderson PLLC, Washington, DC*
Joshua Hill, Jr., *Morrison & Foerster LLP, San Francisco, CA*
Ellen London, *U.S. Attorney's Office, San Francisco, CA*
Jane Norberg, *U.S. Securities and Exchange Commission, Washington, DC*
Jordan A. Thomas, *Labaton Sucharow LLP, New York, NY*

Workplace Problems and Solutions

• 8:00 am – 9:15 am

New Developments in Pay Equity

Panelists will provide an update of current legislation and case law, debate the effectiveness in addressing pay equity, and predict what to expect in the coming year. They also will review emerging best practices to promote pay equity, including the importance of initial compensation setting, audits and options to address pay discrepancies by protected categories.

PANELISTS:

Hon. Charlotte A. Burrows, *U.S. Equal Employment Opportunity Commission, Washington, DC*
Kelly M. Dermody, *Lieff Cabraser Heimann & Bernstein, LLP, San Francisco, CA*
Aurelio J. Pérez, *Littler Mendelson P.C., San Francisco, CA*
Eric D. Reicin, *MorganFranklin, Washington, DC*

• 11:30 am – 12:45 pm

Managing Sick Leave

Numerous states and local governments have ramped up efforts to provide employees greater protections in the workplace, including the enactment of paid sick leave laws. Compliance with state and local laws on parental and paid sick leave intersect with federal mandates of the FMLA and ADA, creating

a complex legal environment. This panel will provide real world examples of how federal contractors and other private companies deal with statutes and regulations. Panelists also will discuss progressive paid sick leave and parental leave laws and the pros and cons of adopting more generous policies, including unlimited vacation leave policies.

PANELISTS:

Lisa C. Demidovich, *Bush Gottlieb, Glendale, CA*
Cyrus E. Dugger, *The Dugger Law Firm, PLLC, New York, NY*
Yves Nguyen, *Salesforce, San Francisco, CA*
Jeff Nowak, *Franczek Radelet P.C., Chicago, IL*

• 2:15 pm – 3:30 pm

Balancing Workplace Safety with Employee Rights

Employers must evaluate whether some employees are a safety threat to themselves or others or wrongfully perceived as such. Employers must consider the impact of various EEO laws when concerns about safety arise due to applicants' or employees' medical conditions. What may an employer ask an applicant or employee who the employer thinks *may be* unsafe? What medical information may the employer obtain and what are the limitations on its use and disclosure? What statutory or collectively bargained rights do employees have in these situations?

PANELISTS:

Alisa B. Arnoff, *Scalambrino & Arnoff, LLP, Chicago, IL*
Kathleen Phair Barnard, *Schwerin Campbell Barnard Iglitzin & Lavitt LLP, Seattle, WA*
Cara E. Greene, *Outten & Golden LLP, New York, NY*
Christopher J. Kuczynski, *U.S. Equal Employment Opportunity Commission, Washington, DC*
Carolyn Lam, *Stream Gas & Electric, Ltd., Dallas, TX*

• 4:00 pm – 5:15 pm

Divide, Conquer and Acquire: How Employers, Employees and Unions Travel the Tricky Landscape of Mergers and Acquisitions

The panel will provide an overview of common legal issues arising in connection with mergers and acquisitions, including integration of existing policies, legal rights of employees and unions, successor liability, enforceability of noncompete agreements, and duty to bargain with an existing union. Panelists also will touch on workforce consolidation and issues affecting consolidation such as WARN Act issues and severance.

PANELISTS:

Jonathan Ben-Asher, *Ritz, Clark & Ben-Asher LLP, New York, NY*
Donna M. Hughes, *Impax Laboratories, New York, NY*
Marianne Goldstein Robbins, *The Previant Law Firm, S.C., Milwaukee, WI*
Eric A. Tate, *Morrison & Foerster LLP, San Francisco, CA*



12th Annual Labor and Employment Law

Saturday, November 10

- 8:00 am – 9:00 am

VALUES TRACK Why We Work

Our understanding of what motivates people in their work is broken, argues psychologist and TED lecturer Professor Barry Schwartz, with dire consequences for the way we organize our workplaces and institutions. In a lecture adapted from his 2015 book *Why We Work*, Professor Schwartz will explore the research on work and motivation and will propose changes for our workplaces and those of our clients.

PRESENTER:

Barry Schwartz, Emeritus Professor of Psychology, Swarthmore College; Visiting Professor, Haas School of Business, UC Berkeley, San Francisco, CA

Alternative Dispute Resolution

- 10:45 am – 12:00 noon

Designing and Implementing Innovative Workplace ADR Programs

These days, organizations can design ADR programs to fit their environment and workforce. The best programs conform to the core ADR principles while allowing the maximum opportunity for all parties to freely express their views in resolving their concerns. These programs can work well in dealing with issues of workplace incivility and bullying/mobbing. Panelists will discuss new approaches to workplace conflict, such as assessments (individual, team and climate), conflict coaching, conflict facilitation, organizational ombudsman and appreciative inquiry.

PANELISTS:

Wesley G. Kennedy, Allison, Slutsky & Kennedy, P.C., Chicago, IL

Marisa Warren Sternstein, Dentsu Aegis Network, New York, NY

Victor Voloshin, U.S. Equal Employment Opportunity Commission, Washington, DC

Frederick L. Warren, FordHarrison, Atlanta, GA

Federal Sector

- 9:00 am – 10:15 am

Civil Service Reform: Retaliation, Discipline, Training and Reporting

In late 2017, Congress passed sweeping changes to the civil service system and clarified existing protections and responsibilities. The new laws require agencies to propose discipline for supervisors who commit whistleblower retaliation and create a new prohibited personnel practice preventing the unauthorized access of medical records. This program will examine the impact of these recent reforms on agencies and employees.

PANELISTS:

Zachary R. Henige, Kalijarvi, Chuzi, Newman & Fitch, P.C., Washington, DC

Daniel J. Kaspar, National Treasury Employees Union, Chicago, IL

Louis Lopez, Office of Special Counsel, Washington, DC

Jeff Rosenblum, U.S. Securities and Exchange Commission, Washington, DC

Labor-Management Relations

- 9:00 am – 10:15 am

Why Do Professors Unionize but Techies Do Not?

Over the last two decades, culminating with the Faculty Forward movement of the last five years, unions have been organizing faculty, students, police and other university-based units at high rates. By contrast, and despite some striking demographic similarities in the workforces, the technology industry has remained largely union free. This panel will explore possible reasons for the differences between the two industries and explain how the current state of labor law might lead to more unionization in higher education and less unionization in the technology industry.

PANELISTS:

Natasha J. Baker, Hirschfeld Kraemer LLP, San Francisco, CA

William A. Herbert, National Center for the Study of Collective Bargaining in Higher Education and the Professions, New York, NY

Genaira L. Tyce, National Labor Relations Board, Brooklyn, NY

Stephen A. Yokich, Dowd, Bloch, Bennett, Cervone, Auerbach & Yokich, Chicago, IL

- 10:45 am – 12:00 noon

The Joint Employer Standard after *Browning Ferris*

The NLRB's decision in *Browning Ferris* upended 30 years of settled precedent regarding joint employer issues. This panel will review the developments since that case was decided and how joint employer issues are being handled in today's workplaces.

PANELISTS:

Jennifer Abruzzo, Communication Workers of America, Washington, DC

Kate Bally, Thomson Reuters Practical Law, New York, NY

Mary Anastasia "Ana" Hermosillo, National Labor Relations Board, Seattle, WA

Kyllan Kershaw, Seyfarth Shaw LLP, Atlanta, GA

Litigation/Class Action

- 9:00 am – 10:15 am

What Can Hollywood Teach Trial Lawyers about Story Telling?

Trial lawyers are story tellers. Their goal is to boil down all the facts of their case into a coherent, compelling story that leads the fact finder to conclude that fairness requires their client to win. As a multi-billion-dollar industry, Hollywood knows a lot about structuring and telling a good story, including using metaphors, archetypes and conflict. This panel will discuss how to incorporate classic storytelling techniques into our trial presentations.

PANELISTS:

Paul Bergman, UCLA School of Law, Los Angeles, CA

Roxanne Conlin, Roxanne Conlin & Associates, P.C., Des Moines, IA

Barbara J. D'Aquila, Norton Rose Fulbright, Minneapolis, MN

Pamela Samuels Young, Author, *Abuse of Discretion*, Los Angeles, CA

- 10:45 am – 12:00 noon

Negotiating Protective Orders: Don't Let Them Come Back to Haunt You

This panel will play out the negotiations of a protective order, discussing best practices and strategy (depending on your side of the "v") and how protective orders play out in the life of a case.

PANELISTS:

Lucas J. Kaster, *Nichols Kaster, PLLP*,
Minneapolis, MN
Danielle Ochs, *Ogletree, Deakins, Nash,
Smoak & Stewart, P.C.*, San Francisco, CA
Abiman Rajadurai, *McDonald's Corporation*,
Oak Brook, IL

Occupational Safety and Health Law

• 9:00 am – 10:15 am

Harassment, Violence and Assault: Workplace Hazards under OSHA?

Should OSHA regulate sexual harassment, bullying and assault as workplace hazards? If so, which hazards should be regulated? Is there a protection gap not otherwise covered by anti-discrimination and workers' compensation laws? What remedies, if any, are available?

PANELISTS:

Valerie Butera, *General Motors Company*,
Detroit, MI
Anne R. Godoy, *U.S. Department of Labor*,
Washington, DC
Carla J. Gunnin, *Jackson Lewis P.C.*,
Atlanta, GA
Jonathan D. Karmel, *Karmel Law Firm*,
Chicago, IL
Nicole Marquez, *Worksafe, Inc.*,
Oakland, CA

Technology

• 10:45 am – 12:00 noon

Blockchain: What Is It and What Are Its Implications for the Workplace?

Essentially, "blockchain" is a way to cut out the third parties we normally rely upon in order to conduct and authenticate transactions. For example, most people use a bank to conduct a financial transaction. Blockchain allows the parties to conduct the financial transaction directly, removing the need for the bank altogether, and it provides a decentralized database, or a digital ledger, of transactions that everyone on the network can see and use. Everyone on the chain must see and approve the transaction before it can be verified and recorded, thus rendering it secure. The blockchain most people have heard of is the digital currency Bitcoin, but Bitcoin is only one application of

blockchain technology. Many believe that blockchain will dramatically change the way business and finance is conducted, personal identity is managed, and transactions are validated and tracked. One potential application, smart contracting, could significantly reduce or even eliminate the need for attorneys in many types of transactions. This panel will explore the myriad ways in which blockchain could affect the workplace, including "smart" employment contracting, the maintenance of human resources records, and the potential disruption of the gig economy.

PANELISTS:

Felicia Davis, *Paul Hastings LLP*,
Los Angeles, CA
Alex Laurs, *Accenture*, San Francisco, CA
Shoshana O'Brien, *Crypto Lotus*,
San Francisco, CA
Delia N. Aparicio, *SAG-AFTRA*,
Los Angeles, CA

Whistleblower

• 10:45 am – 12:00 noon

False Claims Act: 10 New Developments

This panel will discuss the latest developments in False Claims Act case law. The topics will include the post-*Escobar* materiality standard, FCA retaliation developments, defenses, adequate pleading under Rule 9(b), first-to-file issues and the advice of counsel defense.

PANELISTS:

Margaret "Meg" H. Campbell, *Ogletree, Deakins, Nash, Smoak & Stewart, P.C.*,
Atlanta, GA
Renee A. Canody, *ASEC Federal Holding Company*, Beltsville, MD
Steven J. Saltiel, *U.S. Attorney's Office*,
San Francisco, CA

Workplace Problems and Solutions

• 9:00 am – 10:15 am

The Do's & Don'ts of Surveillance

From the hiring of a private investigator to film someone to the monitoring of social media presence, attorneys are increasingly using methods of surveillance to gather evidence for trial. Technologies have facilitated the recording of individuals' activities

and conversations or images, be it via the use of hidden cameras and microphones or even the use of drones. These methodologies question the need to balance researching injured workers' activities with the workers' rights to privacy. This panel will discuss the effectiveness of monitoring an individual's activities during litigation.

PANELISTS:

Scott M. Catron, *Social Detection, Inc.*,
King of Prussia, PA
Ericka D. Dunn, *Hanna, Brophy, MacLean, McAleer & Jensen, LLP*, San Francisco, CA
David H. Moskowitz, *Morgan & Morgan*,
Atlanta, GA
Al Perez, *Perez Investigations Inc.*,
Martinez, CA
Katherine Poirer, *Borden Ladner Gervais LLP*, Montréal, QC

• 12:30 pm – 2:00 pm

The College of Labor and Employment Lawyers Setting the Bar: The Elimination of Unprofessional Conduct Toward Women and Minorities

(Ethics)

Cosponsored by ABA Commission on Women in the Profession

Although women hit the 50% mark in entrance to law schools over 30 years ago, less than 18% of them are equity partners in law firms and fewer are in leadership positions of firms and practice groups. The numbers are worse for lawyers of color. This program will examine equity, diversity and inclusion as ethical and legal imperatives in the legal profession. Panelists will discuss this topic with particular emphasis on civility, power dynamics and achieving equity.

MODERATOR:

Wendi S. Lazar, *Outten & Golden LLP*,
New York, NY

PANELISTS:

Hon. Marsha S. Berzon, *U.S. Court of Appeals for the Ninth Circuit*,
San Francisco, CA
Jeffrey Bosley, *Davis Wright Tremaine*,
Seattle, WA
Kelly M. Dermody, *Lieff Cabraser Heimann & Bernstein, LLP*, San Francisco, CA
Myles Lynk, *Peter Kiewit Foundation Professor of Law and the Legal Profession*,
Arizona State University, Tempe, AZ

Networking and Social Events

Wednesday, November 7

- 4:30 pm – 5:00 pm

Law Student Orientation

Law student attendees are invited to network with each other and members of the Outreach to Law Students Committee and Section Leadership prior to the start of the Conference. This event will offer students a casual introduction to the ins and outs of the Annual Section Conference.

- 5:00 pm – 6:00 pm

First-Time Attendee/ New Section Member Orientation

If you are a new member of the Section of Labor and Employment Law or if this is your first Section meeting, join your peers for an overview of what you should know about the Section and how to get the most benefit from attending the Conference.

- 6:00 pm – 8:00 pm

Welcome Reception and Committee Expo

All attendees are invited to meet, greet and network during this opening reception at the Hilton San Francisco Union Square. Section Committees will provide information about publications, services and programs they provide to labor and employment lawyers.

Thursday, November 8

- 5:15 pm – 6:00 pm

Standing Committee Business Meetings

Section of Labor and Employment Law Standing Committees will conduct business meetings in an informal setting.

- 7:30 pm – 10:00 pm

Young Lawyers Dine-Around

Members of the ABA Young Lawyers Division are invited to participate in an organized “dine-around” at several of San Francisco’s wonderful restaurants. Sign-up information and further details will be provided to YLD Conference registrants.

- 7:30 pm – 10:00 pm

Committee Dinners (optional ticketed events)

Friday, November 9

- 7:00 pm – 11:00 pm

Conference Reception at August Hall

Join with old friends and new to celebrate the 12th Annual Labor and Employment Law Conference at August Hall, which will feature great food, drinks and live entertainment.

Saturday, November 10

- 12:00 noon – 1:30 pm

Careers in Labor and Employment Law: A “How To” Exploration of Options and Advice for Law Students on Finding the Right Job

If you are considering a career in labor and employment law, come meet, talk and have lunch with leading labor and employment lawyers who will share their diverse perspectives and their real-life experiences practicing on behalf of management, unions and plaintiffs or serving as government attorneys or neutrals. Not only will you learn about the extremely varied career options open to labor and employment lawyers, you will receive concrete practical advice on how to get into the area that interests you, whether it is a big firm practice, a union legal staff, a boutique management or plaintiff’s firm, a federal or state regulatory agency or an in-house corporate position.



Sponsors and Exhibitors

Platinum Level Bloomberg Law®

Gold Level



Silver Level



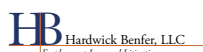
Bronze Level



Patron Level



Friend Level



*If you are interested in sponsoring the Conference, contact Elizabeth Sherman at Elizabeth.Sherman@americanbar.org, 312-988-6142.

FACULTY

ADR

Vanessa Bullock, *Federal Mediation and Conciliation Service, Philadelphia, PA*

Dean Burrell, *Burrell Dispute Resolution, New York, NY*

Raquel Fas Bravo, *The Law Office of Raquel Fas Bravo, Boynton Beach, FL*

Wesley G. Kennedy, *Allison, Slutsky & Kennedy, P.C., Chicago, IL*

James S. Rosenfeld, *Butzel Long, Detroit, MI*

Marisa Warren Sternstein, *Dentsu Aegis Network, New York, NY*

Victor Voloshin, *U.S. Equal Employment Opportunity Commission, Washington, DC*

Frederick L. Warren, *FordHarrison, Atlanta, GA*

Discrimination, Harassment and Retaliation

Keir Bickerstaffe, *U.S. Department of Labor, Washington, DC*

Deborah Birnbaum, *U.S. Department of Labor, Washington, DC*

Oswald B. Cousins, *Miller Law Group, San Francisco, CA*

Duncan Crabtree-Ireland, *SAG-AFTRA, Los Angeles, CA*

Deborah Hesford Dos Santos, *Lahey Health System, Inc., Burlington, MA*

Gary B. Eidelman, *Saul Ewing Arnstein & Lehr, LLP, Baltimore, MD*

Michael Homans, *HomansPeck, LLC, Philadelphia, PA*

Cathi J. Hunt, *Starbucks Coffee Company, Seattle, WA*

Barbara L. Johnson, *BL Johnson PLLC, Washington, DC*

Jo Linda Johnson, *U.S. Department of Homeland Security – Federal Emergency Management Agency, Washington, DC*

Debra Katz, *Katz, Marshall & Banks, LLP, Washington, DC*

Brian J. Lawler, *Pilot Law, P.C., San Diego, CA*

Jennifer L. Liu, *The Liu Law Firm, P.C., San Francisco, CA*

Justin Mulaire, *U.S. Equal Employment Opportunity Commission, New York, NY*

Robert L. Nelson, *American Bar Foundation; Department of Sociology, Northwestern University, Chicago, IL*

Laura Beth Nielsen, *American Bar Foundation; Center for Legal Studies, Northwestern University, Chicago, IL*

Gerald Pauling, *Seyfarth Shaw LLP, Chicago, IL*

Rob Remar, *Law Office of Rob Remar, Atlanta, GA*

Leslie E. Silverman, *Fortney & Scott, LLC, Washington, DC*

Tracey R. Wallace, *Jackson Lewis P.C., Dallas, TX*

Jillian Weiss, *Law Office of Jillian T. Weiss, New York, NY*

Christopher Wilkinson, *Orrick, Herrington & Sutcliffe LLP, Washington, DC*

Jason Wojciechowski, *SEIU Local 121RN, Pasadena, CA*

Melissa Woods, *Cohen, Weiss and Simon LLP, New York, NY*

Employee Benefits

Kim Bradley, *Abato, Rubenstein and Abato, P.A., Baltimore, MD*

Denise M. Clark, *The Clark Law Firm, Washington, DC*

David Dorey, *U.S. Department of Labor, Washington, DC*

Miguel Eaton, *Jones Day, Washington, DC*

Benjamin Eisner, *Spear Wilderman PC, Philadelphia, PA*

Jamila (Minnicks) Gleason, *U.S. Department of Labor, Washington, DC*

Russell L. Hirschhorn, *Proskauer Rose LLP, New York, NY*

Clarissa Kang, *Trucker Huss, APC, San Francisco, CA*

Kirsten Scott, *Renaker Hasselman Scott LLP, San Francisco, CA*

Federal Sector

Daniel J. Kaspar, *NTEU, Chicago, IL*

Louis Lopez, *Office of Special Counsel, Washington, DC*

Jeff Rosenblum, *U.S. Securities and Exchange Commission, Washington, DC*

Zachary R. Henige, *Kalijarvi, Chuzi, Newman & Fitch, P.C., Washington, DC*

Immigration and Human Trafficking

Eric Berg, *Cal/OSHA, Oakland, CA*

Jonathan A. Grode, *Green & Spiegel LLC, Philadelphia, PA*

Monica Guizar, *Weinberg, Roger & Rosenfeld, PC, Los Angeles, CA*

Richard A Gump Jr., *Richard A. Gump Jr., P.C., Dallas, TX*

Elizabeth Mauldin, *Centro de los Derechos del Migrante, Washington, DC*

Victor Narro, *UCLA Labor Center, Los Angeles, CA*

Caleb Soto, *National Day Laborers Organizing Network, Los Angeles, CA*

Sacha Steenhoek, *Gilead Sciences, Foster City, CA*

International

Mercedes Balado Bevilacqua, *MBB Abogados, Buenos Aires, Argentina*

Brendon Carr, *Hwang Hong & Co. PC, Seoul, Korea*

Colleen Cleary, *CC Solicitors, Dublin, Ireland*

Mike Delikat, *Orrick, Herrington & Sutcliffe LLP, New York, NY*

Celeste Drake, *AFL-CIO, Washington, DC*

Juan José Hita Fernández, *Augusta Abogados, Barcelona, Spain*

Atul Gupta, *Trilegal, Bangalore, India*

Mathilde Houet-Weil, *Weil & Associates, Paris, France*

Daniel Iny, *Goldblatt Partners, Toronto, ON*

Kristen M. Jacoby, *Genentech, Inc., San Francisco, CA*

Nayantara Mehta, *National Employment Law Project, Berkeley, CA*

Clare Murray, *CM Murray LLP, London, UK*

Maryann Parker, *SEIU, Washington, DC*

Alexander Spinrad, *Alexander Spinrad & Co., Law Offices, Tel Aviv, Israel*

George L. Washington, Jr., *Orange Business Services, Oak Hill, VA*

Labor-Management Relations

Hon. John F. Ring, *National Labor Relations Board, Washington, DC*

Hon. Lauren McFerran, *National Labor Relations Board, Washington, DC*

Hon. Marvin E. Kaplan, *National Labor Relations Board, Washington, DC*

Hon. William J. Emanuel, *National Labor Relations Board, Washington, DC*

Jennifer Abruzzo, *Communication Workers of America, Washington, DC*

Natasha J. Baker, *Hirschfeld Kraemer, San Francisco, CA*

Kate Bally, *Thomson Reuters Practical Law, New York, NY*

Brian D. Balonick, *Cozen O'Connor, Pittsburgh, PA*

Erin N. Bass, *Steptoe & Johnson LLP, Phoenix, AZ*

Allison Beck, *Allison Beck LR Strategies, Washington, DC*

Allyson L. Belovin, *Levy Ratner, P.C., New York, NY*

Sarah Burke, *National Labor Relations Board, Seattle, WA*

Stuart R. Buttrick, *Faegre Baker Daniels LLP, Indianapolis, IN*

Kimberley Chaput, *Association of Flight Attendants-CWA, Astoria, OR*

Susan Davis, *Cohen, Weiss and Simon LLP, New York, NY*

Julie Gutman Dickinson, *Bush Gottlieb, Glendale, CA*

Erika Diehl-Gibbons, *International Association of Sheet Metal, Air, Rail and Transportation Workers (SMART), North Olmsted, OH*

Maria-Kate Dowling, *National Mediation Board, Washington, DC*

Karen Ertel, *Bloomberg Law, Washington, DC*

Marc Esposito, *JetBlue Airways, Long Island City, NY*

Theofilos Galoozis, *Waste Management, Inc., Houston, TX*

Lori Armstrong Halber, *Fisher & Phillips LLP, Philadelphia, PA*

Adrian D. Healy, *IATSE, New York, NY*

William A. Herbert, *National Center for the Study of Collective Bargaining in Higher Education and the Professions, New York, NY*

Mary Anastasia "Ana" Hermosillo, *National Labor Relations Board, Seattle, WA*

Diamond Hicks, *Kaiser Foundation, Los Angeles, CA*

Amanda Jaret, *National Labor Relations Board, Washington, DC*

Aparna Joshi, *O'Melveny & Myers LLP, Washington, DC*

Kyllan Kershaw, *Seyfarth Shaw LLP, Atlanta, GA*

Stephen B. Moldof, *Cohen, Weiss and Simon LLP, New York, NY*

Nicole Cuda Perez, *Office of Nicole Cuda Perez, Dix Hills, NY*

Manuel Quinto-Pozos, *Deats Durst & Owen, P.L.L.C., Austin, TX*

Letitia F. Silas, *Howard University, Washington, DC*

Jennifer Platzkere Snyder, *Dilworth Paxson LLP, Philadelphia, PA*

Alice B. Stock, *National Labor Relations Board, Washington, DC*

Genaira L. Tyce, *National Labor Relations Board, Brooklyn, NY*

Ryan H. Vann, *DLA Piper, Chicago, IL*

Gwynne A. Wilcox, *Levy Ratner, P.C., New York, NY*

Stephen A. Yokich, *Dowd, Bloch, Bennett, Cervone, Auerbach and Yokich, Chicago, IL*

Amy Zdravecky, *Barnes & Thornburg LLP, Grand Rapids, MI*

Litigation and Class Action

Hon. Bernice B. Donald, *U.S. Court of Appeals for the 9th Circuit, Memphis, TN*

Hon. Waverly Crenshaw, *U.S. District Court for the Middle District of Tennessee, Nashville, TN*

Hon. George C. Hanks, Jr., *U.S. District Court for the Southern District of Texas, Houston, TX*

Hon. Elizabeth LaPorte, *U.S. District Court for the Northern District of California, San Francisco, CA*

Hon. Rebecca R. Pallmeyer, *U.S. District Court for the Northern District of Illinois, Chicago, IL*

H. Christopher Bartolomucci, *Kirkland & Ellis, Washington, DC*

Paul Bergman, *UCLA School of Law, Los Angeles, CA*

Abigail V. Carter, *Bredhoff & Kaiser, PLLC, Washington, DC*

Roxanne Conlin, *Roxanne Conlin & Associates, P.C., Des Moines, IA*

Barbara J. D'Aquila, *Norton Rose Fulbright, Minneapolis, MN*

Lori L. Deem, *Outten & Golden LLP, Chicago, IL*

Sean Gallagher, *Polsinelli PC, Denver, CO*

Angela Hart-Edwards, *Akerman LLP, Washington, DC*

Nick Kalm, *Reputation Partners, LLC, Chicago, IL*

Lucas J. Kaster, *Nichols Kaster, PLLP, Minneapolis, MN*

Troy L. Kessler, *Shulman & Kessler LLP, Melville, NY*

Daniel Kornfeld, *Blitman & King LLP, Syracuse, NY*

Therese M. Lawless, *Lawless & Lawless, San Francisco, CA*

Susan Martin, *Martin & Bonnett, PLLC, Phoenix, AZ*

Erica V. Mason, *Constangy, Brooks, Smith & Prophete, LLP, Washington, DC*

Danielle Ochs, *Ogletree, Deakins, Nash, Smoak & Stewart, P.C., San Francisco, CA*

Christopher M. Pardo,
Constangy, Brooks, Smith & Prophete, LLP, Boston, MA

Rebecca G. Pontikes, *Pontikes Law, LLC, Boston, MA*

Abiman Rajadurai, *McDonald's Corporation, Oak Brook, IL*

Cynthia N. Sass, *Sass Law Firm, Tampa, FL*

Eric Schnapper, *University of Washington School of Law, Seattle, WA*

Sabrina L. Shadi,
Baker & Hostetler LLP, Los Angeles, CA

Roberta L. Steele,
U.S. Equal Employment Opportunity Commission, San Francisco, CA

Achia Swift, *Uber, San Francisco, CA*

Daniel T. Vail, *Consumer Financial Protection Bureau, Washington, DC*

Adelmise Rosemé Warner,
Pandora, Oakland, CA

Pamela Samuels Young,
Author, Abuse of Discretion, Los Angeles, CA

OSHA

Valerie Butera, *General Motors Company, Detroit, MI*

Anne R. Godoy, *U.S. Department of Labor, Washington, DC*

Carla J. Gunnin, *Jackson Lewis P.C., Atlanta, GA*

Jonathan D. Karmel, *Karmel Law Firm, Chicago, IL*

Nicole Marquez, *Worksafe, Inc., Oakland, CA*

Elizabeth Nadeau, *Law Office of Elizabeth Nadeau, Washington, DC*

Orlando J. Pannocchia,
U.S. Department of Labor, Washington, DC

Nelva J. Smith, *Steptoe & Johnson PLLC, Columbus, OH*

Plenary Sessions

Hon. Rebecca R. Pallmeyer,
U.S. District Court for the Northern District of Illinois, Chicago, IL

Brian E. Koncius, *Bogas & Koncius PC, Bingham Farms, MI*

Heather A. Morgan,
Grube Brown & Geidt LLP, Los Angeles, CA

Nicole Nakagawa, *SAG-AFTRA, Los Angeles, CA*

Cynthia E. Nance, *University of Arkansas, Fayetteville, AR*

Joan C. Williams, *University of California, Hastings College of the Law, San Francisco, CA*

Gerlind Wisskirchen, *CMS Hasche Sigle, Cologne, Germany*

Practice and Professionalism

Hon. Karon O. Bowdre,
U.S. District Court for the Northern District of Alabama, Birmingham, AL

Hon. Virginia M. Hernandez Covington, *U.S. District Court for the Middle District of Florida, Tampa, FL*

Stacey A., Campbell, *The Campbell Law Group, P.C., Denver, CO*

Catherine Creighton,
Creighton Johnsen & Giroux, Buffalo, NY

Rachel DuFault, *Bloomberg Law, Washington, DC*

Shay Dvoretzky, *Jones Day, Washington, DC*

Stacey Leyton, *Altshuler Berzon LLP, San Francisco, CA*

R. Scott Oswald, *The Employment Law Group, P.C., Washington, DC*

Public Sector

Laurie M. Burgess, *California Teachers Association, Burlingame, CA*

Charlotte Garden, *Seattle University School of Law, Seattle, WA*

Timothy T. Gardner, Jr.,
Thrun Law Firm, P.C., East Lansing, MI

Kay H. Hodge, *Stoneman, Chandler & Miller LLP, Boston, MA*

Steven S. Landis, *Steven S. Landis, P.C., New York, NY*

Emily H. Martin, *WA Public Employment Relations Commission, Seattle, WA*

Sarah E. Suszczyk, *National Association of Government Employees, Quincy, MA*

Rolando N. Valdez, *U.S. Department of Labor, Washington, DC*

Technology

Delia N. Aparicio, *SAG-AFTRA, Los Angeles, CA*

Christina H. Bost Seaton,
FisherBroyles, LLP, New York, NY

Felicia Davis, *Paul Hastings LLP, Los Angeles, CA*

John A. Henderson,
U.S. Equal Employment Opportunity Commission, Baltimore, MD

Alex Laurs, *Accenture, San Francisco, CA*

Shoshana O'Brien, *Crypto Lotus, San Francisco, CA*

Anne B. Shaver, *Lieff Cabraser Heimann & Bernstein, LLP, San Francisco, CA*

Kelly Twigger, *ESI Attorneys LLC, Boulder, CO*

Values Track

Grace Kendrick, *E-RYT, CAS, Owner, Grass Valley Yoga; Founder, Blissful Living Wellness, Grass Valley, CA*

Barry Schwartz, *University of California - Berkeley, San Francisco, CA*

Leonard Shen, *SVP-Chief Compliance Officer, Visa, Inc., San Francisco, CA*

Wage and Hour

Hon. Edward M. Chen,
U.S. District Court for the Northern District of California, San Francisco, CA

Hon. John Shepard Wiley, Jr.,
Superior Court of Los Angeles County, Los Angeles, CA

Shelly C. Anand, *U.S. Department of Labor, Atlanta, GA*

G. Edward (Ted) Anderson,
Welch Consulting, Los Angeles, CA

Taylor Ball, *Horizon Air Industries, Inc., Seattle, WA*

Ted Borromeo,
McKesson Corporation, San Francisco, CA

Sara Faulman, *Woodley & McGillivray LLP, Washington, DC*

Adrienne Fechter, *Fechter Mediation & Arbitration Services, LLC, Boulder, CO*

Susan G. Fillichio,
DecisionQuest, Los Angeles, CA

Morgan Forsey, *Sheppard, Mullin, Richter & Hampton LLP, Los Angeles, CA*

David S. Fortney, *Fortney & Scott, LLC, Washington, DC*

Jeremy Glenn, *Cozen O'Connor, Chicago, IL*

Janet Herold, *U.S. Department of Labor, San Francisco, CA*

Laura L. Ho, *Goldstein Borgen Dardarian & Ho, Oakland, CA*

Esther G. Lander, *Akin Gump Strauss Hauer & Feld LLP, Washington, DC*

Paul J. Lukas, *Nichols Kaster, PLLP, Minneapolis, MN*

Jason C. Marsili, *Rosen Marsili Rapp, Los Angeles, CA*

Bernard R. Mazaheri, *Morgan & Morgan, Lexington, KY*

Hope Pordy, *Spivak Lipton LLP, New York, NY*

Brianna M. Primoic Rapp,
Rosen Marsili Rapp, Los Angeles, CA

John C. Roach, *Ransdell Roach & Royse PLLC, Lexington, KY*

Lisa "Lee" A. Schreter, *Littler Mendelson P.C., Atlanta, GA*

Hope J. Singer, *Bush Gottlieb, Glendale, CA*

Rita Srivastava, *McDonald's Corporation, Oak Brook, IL*

Dane Steffenson,
U.S. Department of Labor, Atlanta, GA

Clement L. Tsao,
Cook & Logothetis, LLC, Cincinnati, OH

Martine T. Wells, *Brownstein Hyatt Farber Schreck, LLP, Denver, CO*

Whistleblower

Connie N. Bertram, *Proskauer Rose LLP, Washington, DC*

Victoria L. Bor, *Sherman Dunn, P.C., Washington, DC*

Margaret "Meg" H. Campbell,
Ogletree, Deakins, Nash, Smoak & Stewart, P.C., Atlanta, GA

Renee A. Canody, *ASRC Federal Holding Company, Beltsville, MD*

Megan Guenther, *U.S. Department of Labor, Washington, DC*

Mark Hanna, *Murphy Anderson PLLC, Washington, DC*

Joshua Hill, Jr., *Morrison & Foerster LLP, Chicago, IL*

Ellen London, *U.S. Attorney's Office, San Francisco, CA*

Jane Norberg, *U.S. Securities and Exchange Commission, Washington, DC*

Richard R. Renner, *Kalijarvi, Chuzi, Newman & Fitch, P.C., Washington, DC*

Steven J., Saltiel,
U.S. Attorney's Office, San Francisco, CA

Bobby C. Simpson,
General Electric Company, Louisville, KY

Jordan A. Thomas, *Labaton Sucharow LLP, New York, NY*

Workplace Problems and Solutions

Hon. Charlotte A. Burrows,
U.S. Equal Employment Opportunity Commission, Washington, DC

Alisa B. Arnoff, *Scalambrino & Arnoff, LLP, Chicago, IL*

Kathleen Phair Barnard,
Schwerin Campbell Barnard Iglitzin & Lavitt LLP, Seattle, WA

Jonathan Ben-Asher, *Ritz, Clark & Ben-Asher LLP, New York, NY*

Scott M. Catron, *Social Detection, Inc., King of Prussia, PA*

Pamela Chandran, *UNAC/UHCP, Los Angeles, CA*

Amira Day Dallafior, *Pinterest, San Francisco, CA*

Lisa C. Demidovich, *Bush Gottlieb, Glendale, CA*

Kelly M. Dermody,
Lieff Cabraser Heimann & Bernstein, LLP, San Francisco, CA

Douglas E. Dexter,
Farella Braun + Martell LLP, San Francisco, CA

Cyrus E. Dugger,
The Dugger Law Firm, PLLC, New York, NY

Ericka D. Dunn, *Hanna, Brophy, MacLean, McAleer & Jensen, LLP, San Francisco, CA*

Jeanne Goldberg, *U.S. Equal Employment Opportunity Commission, Washington, DC*

Cara E. Greene, *Outten & Golden LLP, New York, NY*

Deirdre Hamilton,
Teamsters Airline Division, Washington, DC

Virginia "Ginger" Hardwick,
Hardwick Benfer, LLC, Doylestown, PA

Jeffrey Heller, *JHeller Consulting, Austin, TX*

Donna M. Hughes, *Impax Laboratories, New York, NY*

Wendy L. Kahn, *Zwerdling Paul Kahn & Wolly PC (Of Counsel), Washington, DC*

Alfonso Kennard, Jr., *Kennard Law P.C., Houston, TX*

Christopher J. Kuczynski,
U.S. Equal Employment Opportunity Commission, Washington, DC

Carolyn Lam, *Stream Gas & Electric, Ltd., Dallas, TX*

Raymond E. Morales,
Raymond E. Morales Law Offices, San Juan, PR

David H. Moskowitz, *Morgan & Morgan, Atlanta, GA*

Yves Nguyen, *Salesforce, San Francisco, CA*

Jeff Nowak, *Franczek Radelet P.C., Chicago, IL*

Al Perez, *Perez Investigations Inc., Martinez, CA*

Aurelio J. Pérez,
Littler Mendelson P.C., San Francisco, CA

Katherine Poirier, *Borden Ladner Gervais LLP, Montréal, QC*

Eric D. Reicin, *MorganFranklin, Washington, DC*

Marytza J. Reyes, *Sanchez & Amador, LLP, Los Angeles, CA*

Susan Ritz, *Ritz, Clark & Ben-Asher LLP, New York, NY*

Marianne Goldstein Robbins,
The Previant Law Firm, S.C., Milwaukee, WI

Eric A. Tate, *Morrison & Foerster LLP, San Francisco, CA*

Sue Ann Van Dermeyden,
Van Dermeyden Maddux Law Corporation, Sacramento, CA

Sheree C. Wright, *Vanderbilt University, Nashville, TN*

General Information

Registration

The registration fees cover the Wednesday Welcome Reception and Committee Expo, Friday Conference Networking Reception, continental breakfasts, refreshment breaks and attendance at all CLE sessions. The Spouse/Guest fee of \$95 covers the Wednesday and Friday evening receptions. You are encouraged to register online at www.ambar.org/laborconference.

Special discounts are available for registrations received in the ABA Office by **September 21, 2018**. The deadline for receipt of advance registration to appear on the Conference roster is **October 12, 2018**.

Cancellations

Registration fees are refundable, less a \$50 administrative fee, for written cancellations received in the Section office by **October 12, 2018**. Substitutions are allowed in lieu of cancellation.

Hotel Information

We have negotiated a special rate for Conference attendees at the Hilton San Francisco Union Square:

Hilton San Francisco Union Square
333 O'Farrell Street
San Francisco, CA 94102
415.771.1400

Rooms are available at the group rate of \$269. Reservations may be made by contacting the hotel at 415.771.1400 or Hilton Reservations at 1-800-HILTONS and asking for group code "ABA." You also may reserve your room online at <https://book.passkey.com/go/AmericanBarAssoc2018>.

The reservation deadline for the group rate is **October 10, 2018**. After this date, or once our room block has been consumed, the group rate will be subject to availability. NOTE: There is a minimum stay of 2 nights for reservations arriving on Saturday, November 10, 2018.

Travel Information

With ABA Egencia*, you can automatically obtain ABA negotiated airfare discounts for travel to the ABA Meetings. ABA Egencia enables you to purchase the best airfare at the time of booking, by providing you with the ability to search for and compare fares from virtually every airline serving the destination. Reservations with ABA Egencia can be made online or offline. For offline reservations, call (877) 833-6285. ABA Egencia is available online at www.egencia.com via ABA Travel Services*. ABA airfare discounts on some carriers may also be obtained by purchasing your tickets under the ABA Discount Codes directly from the airline or through your travel agent.

American Airlines ABA Discount only available at **Egencia**.

United Airlines For ABA Meetings Only –
800-426-1122 Agreement Code: 633818 / Z Code: ZE6X
Discount available at www.united.com
Online Discount Code: ZE6X633818

Delta Airlines ABA File Global Meeting Code: NMR3V
800-328-1111 Discount available at www.delta.com
Online Meeting Event Code: NMR3V

**A Travel Profile is required when booking airline reservations with ABA Egencia.*

Continuing Legal Education

The ABA directly applies for and ordinarily receives CLE credit for ABA programs in AK, AL, AR, AZ, CA, CO, CT, DE, GA, GU, HI, IA, IL, IN, KS, KY, LA, ME, MN, MP, MS, MO, MT, NH, NJ, 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 15 CLE credit hours (including 5 ethics hours) in 60-minute states, and 18 credit hours (including 6 ethics hours) 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 www.americanbar.org/cle/mandatory_cle.html.

Persons with Disabilities

Services for persons with disabilities are available. If special arrangements are required, please notify Judy Stofko at Judy.Stofko@americanbar.org at least four weeks prior to the Conference.

Financial Assistance

Visit the Section of Labor & Employment Law website at www.americanbar.org/laborlaw for information about the Section Development Fund and YLD Fellowship Program opportunities. Full or partial fee waivers may be available based on financial hardship. Qualifying attorneys could receive at least a 50% reduction in the course fee. This does not include any reduction in meals, lodging or travel costs associated with the course. Please send written requests to laborempllaw@americanbar.org.

Registration Form

ABA Section of Labor and Employment Law

LL1811

12th Annual Labor and Employment Law Conference

November 7-10, 2018 • Hilton San Francisco Union Square

Mail: American Bar Association
Attn: Service Center – Meeting/Event Registrations Dept.
321 North Clark Street, Chicago, IL 60654

Register online at: www.ambar.org/laborconference

(Please print or type.)

Name _____ Badge Name _____

ABA Membership ID _____ Business Phone _____

Firm/Organization _____

Address _____

City _____ State/Province _____ Postal Code _____

Email _____

Spouse/Guest Name(s) _____

☐ I am a First-Time Attendee.

☐ I am willing to serve as a
Mentor at the Conference.

Affiliation

(Please select ONE affiliation
that best describes your practice.)

- ☐ Employer/Management
- ☐ Union & Employee
- ☐ Employee/Plaintiff
- ☐ Government/Public
- ☐ In-House Corporate Counsel
- ☐ In-House Union Counsel
- ☐ Neutral
- ☐ Academic (Full Time)
- ☐ Law Student
- ☐ Judge
- ☐ Other

* Not a Section of LEL Member?
Join online at
[www.americanbar.org/groups/
labor_law.html](http://www.americanbar.org/groups/labor_law.html)
to register for the Conference at
the Section of LEL Member rate.

Registration Rates

(Please circle the applicable rate.)

	On or before 9/21/18	After 9/21/18
Section of LEL Member	\$550	\$650
ABA Member	\$750	\$895
Non-ABA Member	\$995	\$1,095
Solo Practitioner/ Neutral (Arbitrator/Mediator)/ Government/Non-Profit/ Full-Time Academic	\$350	\$450
Small Firm (<20 lawyers)/ In-House Corporate Counsel/ YLD Member/Section of LEL Council Member	\$495	\$595
Speaker/Panelist/Moderator	\$295	\$295
Law Student Member of LEL	\$50	\$50
Spouse/Guest	\$95	\$95

Events

- ☐ Law Student Orientation (Wednesday)
- ☐ First-Time Attendee/New Section
Member Orientation (Wednesday)
- ☐ Welcome Reception and Committee
Expo (Wednesday)
- ☐ Diversity & Inclusion Luncheon (Thursday)
- ☐ Pro Bono Luncheon (Friday)
- ☐ Conference Networking Reception (Friday)
- ☐ \$60 In-House Corporate Counsel
Luncheon (In-House Corporate
Counsel only) (Friday)
- ☐ \$95 International Labor & Employment
Law Committee Dinner (Thursday)
- ☐ \$75 State & Local Government
Bargaining & Employment Law
Committee Dinner (Thursday)

Total: \$ _____

Method of Payment

- ☐ Enclosed check
(made payable to American Bar Association)
(Credit card payments accepted online only.)

**The deadline for receipt of advance
registration forms to appear in the
Conference roster is October 12, 2018.**

Questions?

**Call the Section Office at 312-988-5813
or email laboremplaw@americanbar.org.**



2018 San Francisco

**12th Annual Labor and
Employment Law Conference**
November 7–10, 2018



Conference Highlights

- Informative and Thought-Provoking Plenary Sessions:
 - Understanding Cultural Differences of Working Class and Professional Americans
 - The Impact of Artificial Intelligence and Robotics in the Workplace
 - Supreme Court Labor and Employment Jurisprudence: The 2017–18 Term
- The Impact of the Trump Administration on Labor and Employment Law
- Developments in Labor-Management Relations, plus Conversations with the NLRB
- Cutting-Edge Issues in Discrimination, Harassment and Retaliation, including New Developments in Pay Equity and #MeToo Litigation
- Perspectives from the U.S. Equal Employment Opportunity Commission
- Hot Topics in Litigation and Class Action, including Litigation in the Media and Before Juries and Class Action Settlement Strategies
- In-Depth Explorations of Workplace Problems and Solutions
- Special Programs focusing on Mindfulness and “Why We Work”
- Diversity and Inclusion Luncheon featuring Dolores Huerta, President and Founder of the Dolores Huerta Foundation; Co-Founder of the United Farm Workers of America

