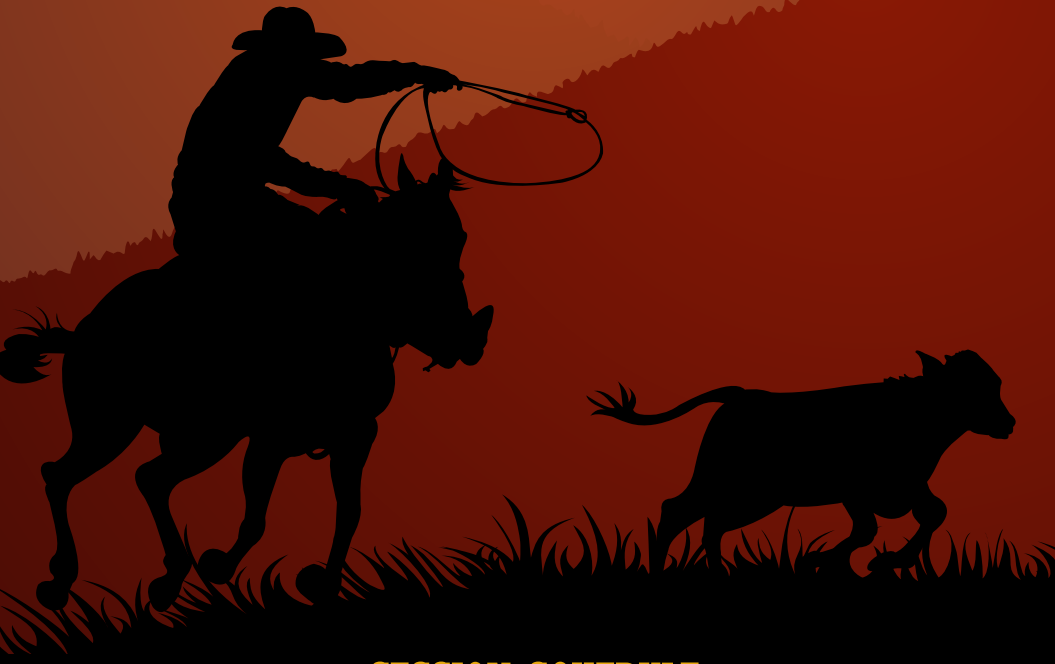


**AUGUST 1★2★3  
2013**

# **JURY WRANGLING IN COLORADO**

**2013 Summer Conference**  
Colorado Defense Lawyers Association  
Park Hyatt, Beaver Creek Colorado



**SESSION SCHEDULE**



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# FRIDAY 08.02.13 SCHEDULE

## Session Breaks

9:45 – 10 am ★ 10:45 – 11 am ★ 1:45 – 2 pm ★ 3:45 – 4 pm

Lunch: 11:45 am – 1 pm

## General Sessions—Morning

Time	Session & Presenter/s
8:45–9:45 am	Creating a Masterpiece Out of a Mess: The Duke Lacross Case: <b>James P. Cooney, III, Womble Carlyle</b>
2–2:45 pm	Jury Trials in Colorado: A View from the Bench: <b>Judge G. David Miller, El Paso County District Court and Hon. Robert L. McGahey, Jr. 2nd Judicial District Court</b>
3–3:45 pm	Open Forum : Q&A Regarding Trial Tactics: <b>Judge G. David Miller, El Paso County District Court and Hon. Robert L. McGahey, Jr. 2nd Judicial District Court</b>

## Young Lawyer

Time	Session & Presenter/s
10–10:45 am	Witness Depo Preparations: <b>Richard Schulkins, Esq., State Farm</b>
11–11:45 am	The Joint Representation of Clients; Engagement Letter through Trial: <b>Echo Ryan, Esq., Montgomery Little &amp; Soran</b>
1–1:45 pm	The Basics of Title Insurance: <b>Nate Osborn, Esq., Montgomery Little &amp; Soran</b>
4–4:45 pm	Jury Instructions for the Young Lawyer: <b>Judge Miller, El Paso County</b>

## Construction

Time	Session & Presenter/s
10–10:45 am	Ethical Considerations in Keeping the Claims Professional, In-House Counsel, and Client Happy: <b>Janet Wells, Esq., Ray Lego and Associates, Valerie Garcia, Esq., Kennedy Childs</b>
11–11:45 am	Deconstructing Wrap Policies and their Application in the CD Case: <b>Marisa Ala, Esq., Palumbo Bergstrom, Christopher Clemenson, Esq., Cozen O'Connor</b>
1–1:45 pm	Trial Success Stories: What Does (or Does Not) Work: <b>Brad Shefrin, Esq. Pryor Johnson Carney Karr Nixon, Bruce Shibles, Esq., Hunter &amp; Associates, David Mayhan, Esq., Wells Anderson &amp; Race</b>
4–4:45 pm	Point/Counterpoint: Defense Costs, Allocation Reports, and Indemnity: <b>Barbara Stauch, Esq., Pryor Johnson Carney Karr Nixon, Brad A. Ramming, Esq., Sweetbaum Sands Anderson</b>

# FRIDAY 08.02.13 SCHEDULE

## Medical Malpractice

Time	Session & Presenter/s
10–10:45 am	Medical Malpractice Case Law update: <b>Jared R. Ellis, Esq., Jaudon &amp; Avery</b>
11–11:45 am	Medicare Recovery and Reporting, Session 1: <b>Victoria Vance, Esq., Tucker Ellis</b>
1–1:45 pm	Medicare Recovery and Reporting, Session 2: <b>Victoria Vance, Esq., Tucker Ellis</b>
4–4:45 pm	Defending CCPA Claims Against Healthcare Providers: A Report from the Front Lines, <b>Kay J. Rice, Esq., Cooper-Clough</b>

## Employment

Time	Session & Presenter/s
10–10:45 am	Roadkill from the Litigation Highway – A Plaintiff’s Attorney’s Perspective Regarding Employment Litigation: <b>Richard C. LaFond, Esq., Law Office of Richard C. Lafond</b>
11–11:45 am	The Aftermath of Retaliation Claims Following Burlington Northern & Santa Fe Railway Co. v. White: <b>Kimberly “Kym” Smiley, Esq., General Counsel HOPE Online Learning Academy Co-Op</b>
1–1:45 pm	Perspectives from the Bench: <b>Honorable Magistrate Judge Kristen L. Mix</b>
4–4:45 pm	Inside the Equal Employment Opportunity Commission: <b>Larry Stone, Esq., Dufford &amp; Brown</b>

## Workers Compensation

Time	Session & Presenter/s
10–10:45 am	Vocational Evaluations: Permanent Total Disability and Evidentiary Considerations: <b>Katie Montoya, MS</b>
11–11:45 am	Penalties, Ripeness, and Attorney Fees: <b>Frank Cavanaugh, Esq., Ruegsegger Simons Smith &amp; Stern</b>
1–1:45 pm	Division Independent Medical Exam Techniques and Tips: <b>Eric O. Ridings, MD</b>
4–4:45 pm	Insurance Bad Faith: <b>Brian Spano, Esq., Rothgerber, Johnson &amp; Lyons</b>



For session descriptions and speaker bios, please visit [codla.org](http://codla.org).

# SATURDAY 08.03.13 SCHEDULE

**Session Breaks** 9:15–9:30 am ★ 10:15–10:30 am ★ 1:45–2 pm ★ 3:45–4 pm  
**Lunch:** 11:45 am – 1 pm

## General Sessions—Morning

Time	Session & Presenter/s
8:30–9:15 am	Kiss, Bow or Shake Hands: Handling Cultural Diversity without Looking Like an Idiot: <b>Terri Morrison</b> , <i>Speaker &amp; Author</i> , <b>Miko A. Brown, Esq.</b> , <i>Wheeler Trigg O'Donnell</i> , <b>Wadi F. Muhaisen, Esq.</b> , <i>Muhaisen &amp; Muhaisen</i>
9:30–10:15 am	Kiss, Bow or Shake Hands: Jury Selection with Diverse Venireman: <b>Terri Morrison</b> , <i>Speaker &amp; Author</i> , <b>Miko A. Brown, Esq.</b> , <i>Wheeler Trigg O'Donnell</i> , <b>Wadi F. Muhaisen, Esq.</b> , <i>Muhaisen &amp; Muhaisen</i>
10:30–11:45 am	Jury Verdicts in Colorado: What Juries Are Doing and How to Win Them Over: <b>Lisa DeCaro</b> , <i>Courtroom Performance, Inc.</i> ; <b>Sally Gilbert</b> , <i>Jury Verdict Reporter of Colorado</i>

## Young Lawyer

Time	Session & Presenter/s
1–3 pm 2 session breaks: 1:45 & 2:45 pm	Voir Dire/Mock Jury Panel: <b>Teresa Seymour, Esq.</b> , <i>Jones Waters Geislinger &amp; Seymour</i> , <b>Chad Hemmat, Esq.</b> , <i>Anderson, Hemmat &amp; McQuinn</i>
3–3:45 pm	Motions and Oral Argument Practice: <b>Honorable Judge Robert McGahey</b> , <i>Second Judicial District Court</i>
4–4:45 pm	Premises Liability: <b>Heather Salg, Esq.</b> , <i>Harris, Karstaedt, Jamison &amp; Powers</i>

## Construction

Time	Session & Presenter/s
1–1:45 pm	Technology in the Courtroom: <b>L. Kathy Chaney, Esq.</b> , <i>Lambdin &amp; Chaney</i> , <b>David Mayhan, Esq.</b> , <i>Wells Anderson &amp; Race</i>
2–2:45 pm	Client Consent: What Is It; When Do You Need It; and How to Get It (Ethics): <b>David Bush</b> , <i>Markusson Green &amp; Jarvis</i> , <b>Mark Neider, Esq.</b> , <i>Harris Karstaedt Jamison &amp; Powers</i>
3–3:45 pm	Structural Engineering: An Interactive Look at Structural Failures: <b>Dan M. Killian, B.S, P.E.</b> , <i>Nelson Architectural Engineers, Inc.</i> , <b>Heather Whitman</b> , <i>McConaughy &amp; Sarkissian</i>
4–4:45 pm	Additional Insured Obligations and The Effect of Judge Martinez's Order in D.R. Horton v. Travelers: <b>Jane E. Young, Esq.</b> , <i>McElroy Deutsch Mulvaney &amp; Carpenter</i> ; <b>Gregg Rich, Esq.</b> , <i>Lambdin &amp; Chaney</i>

# SATURDAY 08.03.13 SCHEDULE

## Medical Malpractice

Time	Session & Presenter/s
1–1:45 pm	Billed vs. Paid Update: <b>Caleb Meyer, Esq.</b> , <i>Messner &amp; Reeves</i>
2–2:45 pm	All-Payer Claims Database: What it is and Why it's Important: <b>Caleb Meyer, Esq.</b> , <i>Messner &amp; Reeves</i>
3–3:45 pm	Professional Liability and Medical Spas: <b>S. Jane Mitchell, Esq.</b> , <i>Hall &amp; Evans</i>

## Employment

Time	Session & Presenter/s
1–3 pm	Two Hour Session Presented by Workers' Compensation and Employment Law Committees – FMLA and ADA Laws and their Impact on Colorado
2 session breaks: 1:45 & 2:45 pm	Workers' Compensation Claims: <b>Richard A. Bovarnick, Esq.</b> , <i>Clifton, Mueller &amp; Bovarnick</i> , <b>Joshua Brown, Esq.</b> , <i>Lee + Kinder</i>
3–3:45 pm	Amendment 64: How do Employer's Address the Legalization of Marijuana in Colorado: <b>Vance Knapp, Esq.</b> , <i>Sherman &amp; Howard</i>
4–4:45 pm	Covenants Not to Compete and Trade Secret Issues in the Employment Law Setting : <b>Jon J. Olafson, Esq.</b> , <i>ALG   Attorneys</i>

## Workers Compensation

Time	Session & Presenter/s
1–3 pm	Two Hour Session Presented by Workers' Compensation and Employment Law Committees – FMLA and ADA Laws and their Impact on Colorado
2 session breaks: 1:45 & 2:45 pm	Workers' Compensation Claims: <b>Rich Bovarnick, Esq.</b> , <i>Clifton &amp; Bovarnick</i> , <b>Joshua Brown, Esq.</b> , <i>Lee + Kinder</i>
3–3:45 pm	Prehearing Dispute Resolution: <b>Honorable Craig Eley, Prehearing Administrative Law Judge</b> , <i>Division of Workers' Compensation</i>
4–4:45 pm	Themes and Theories for the Defense: <b>Tiffany Kinder, Esq.</b> , <i>Lee + Kinder</i>



*For session descriptions and speaker bios,  
please visit [codla.org](http://codla.org).*





Last year's event in Crested Butte raised over \$4,100 to purchase bicycles and helmets for Children's Hospital. During the Friday night soirée we will be raffling off a Vespa, bicycle and other items to support this awesome program CDLA has established.



### **John Grund Memorial**

John Grund was a founder and managing shareholder of Grund • Dagner, P.C. In addition to his many accomplishments, he was an appointed member of the Colorado Supreme Court Committee on Civil Pattern Jury Instructions and chaired the subcommittee responsible for Product Liability, Professional Malpractice and Insurance Bad Faith. In 2001, CDLA created the John W. Grund Excellence in Leadership Award, naming Mr. Grund as its first recipient.

