



OHIO STATE BAR  
ASSOCIATION  
Connect. Advance. Succeed.

FEDERAL BENCH BAR  
CONFERENCE

COLUMBUS OCTOBER 27-28, 2016

EARLY REGISTRATION DEADLINE IS OCT. 3

Name \_\_\_\_\_

Firm \_\_\_\_\_

Address \_\_\_\_\_

City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_

Phone \_\_\_\_\_ Fax \_\_\_\_\_

Email \_\_\_\_\_

Ohio Attorney Number (If Applicable) \_\_\_\_\_

Please select if you will attend the luncheon on Oct. 27:

Northern District of Ohio Judges' Meeting  Southern District of Ohio Judges' Meeting

If you have a disability and need special accommodations, please advise the OSBA at least one week prior to the meeting.

REGISTRATION FEE *Includes reception and lunch; handouts will be posted online*

	OSBA MEMBER	NON-MEMBER	GOV EMPLOYEE	UNDER 5 YEARS	LAW CLERKS
BEFORE OCT. 3	\$390	\$440	\$260	\$300	\$150
AFTER OCT. 3	\$415	\$465	\$295	\$325	\$150

FORM OF PAYMENT

Enclosed is a check for: \$ \_\_\_\_\_

Make check payable to: Ohio State Bar Association

Credit Card:  Visa  Mastercard  American Express

Card Number: \_\_\_\_\_ Exp: \_\_\_\_/\_\_\_\_/\_\_\_\_

Signature: \_\_\_\_\_

P.O. BOX 16562  
COLUMBUS, OHIO 43216-6562



OHIO STATE BAR  
ASSOCIATION  
Connect. Advance. Succeed.

Return Service Requested



Ohio State Bar Association Federal Courts  
& Practice Committee Bench Bar Conference  
Westin Hotel, 310 S. High St., Columbus, OH 43215

Topics Include:

- Home Run Motions
- U.S. Supreme Court Update
- Issues Regarding Injunctions and TROs
- Significant Trends in Criminal Law
- Impact Of The New Federal Civil Rules Amendments
- Class Certification Analysis after Duke & Comcast
- Presenting Complex Expert Testimony
- Recent Developments in Federal Employment Litigation
- NextGen CM/ECF Update
- Tell It To The Judge: Networking with Judges and Attorneys

Questions?

Contact Robert A. Steinberg, 2015-16 Committee Chair  
r.steinberg@robertsteinberglaw.com



8.0  
CLE HOURS



FEDERAL BENCH BAR  
CONFERENCE

COLUMBUS OCTOBER 27-28, 2016

FEATURED SPEAKERS



**James M. Wagstaffe, Esq.** Partner/Co-founder of Kerr & Wagstaffe LLP, San Francisco, CA.  
Author, speaker, professor, appellate lawyer and cutting edge litigator!



**Dean Erwin Chemerinsky** University of California, Irvine School of Law  
Expertise in constitutional law, federal practice, civil rights and liberties, and appellate litigation. Author of eight books, including *The Case Against the Supreme Court*.



REGISTER ONLINE:  
ohio-bar.org/FBB2016



CALL TO REGISTER:  
(800) 232-7124

# Federal Courts & Practice Committee Bench Bar Conference

## Thursday, October 27

12:30 – 4:30 p.m.

Registration

1:00 – 2:00 p.m.

Northern District of Ohio Judges' Meeting (box lunches & refreshments)

Southern District of Ohio Judges' Meeting (box lunches & refreshments)

2:15 – 3:15 p.m.

Joint meeting of judges from both districts and Sixth Circuit judges

3:15 – 3:30 p.m.

Refreshment Break

3:30 – 5:30 p.m.

Plenary Session: Home Run Motions

Greetings: Robert A. Steinberg, Esq.; Chair; Cincinnati

Welcome Remarks: Chief Judge R. Guy Cole Jr.; U.S. Court of Appeals for the Sixth Circuit; Cincinnati

Ohio State Bar Association Welcome: Ron S. Kopp, Esq.; Ohio State Bar Association President; Akron

Introduction of Speaker:

Chief Judge Solomon Oliver Jr.; U.S. District Court, Northern District of Ohio; Cleveland

Speaker:

James M. Wagstaffe, Esq.; Kerr & Wagstaffe LLP; San Francisco, CA

5:30 – 7:00 p.m.

Cocktail Reception for All Judges and Attorneys

## Friday, October 28

7:30 – 8:30 a.m.

Continental Breakfast

8:30 – 10:15 a.m.

Plenary Session: U.S. Supreme Court Update

Introduction of Speaker:

Chief Judge Edmund A. Sargus Jr.; U.S. District Court, Southern District of Ohio; Columbus

Speaker:

Dean Erwin Chemerinsky; University of California, Irvine School of Law; Irvine, CA

10:15 – 10:30 a.m.

Break

10:30 – 11:45 a.m.

Breakout Sessions

### Breakout Session 1: Issues Regarding Injunctions and TROs

**Moderators:** Judge James Carr, NDO, Toledo; John B. Pinney, Esq., Graydon Head, Cincinnati

**Participants:** Judge Benita Y. Pearson, NDO; Youngstown; and James Wagstaffe, Esq.

**Topics covered:** The practices of NDO and SDO judges regarding issuance of TROs and preliminary injunctions

### Breakout Session 2: Significant Trends in Criminal Law

**Moderator:** Deborah Williams, Esq.; Federal Public Defender's Office, SDO; Columbus

**Participants:** District Judge James G. Carr; Candace Crouse, Esq., Pinales Stachler, Cincinnati; Benjamin Glassman, Esq., Acting U.S. Attorney, SDO, Cincinnati; Col. Stephen Newman, Esq., Federal Public Defender, Federal Public Defender's Office, NDO, Cleveland; Carole S. Rendon, Esq., Acting U.S. Attorney, NDO, Cleveland; and Kevin M. Schad, Esq., Asst. Federal Public Defender, Federal Public Defender's Office, SDO, Cincinnati

**Topics covered:** Update on Johnson litigation; why cases go to federal court rather than state court; prosecution trends and policies in NDO and SDO; and detention practices.

### Breakout Session 3: Impact of the New Federal Civil Rules Amendments

**Moderator:** Magistrate Judge Karen Litkovitz, SDO; Cincinnati

**Participants:** Judge Timothy S. Black, SDO, Cincinnati; Magistrate Judges Kathleen B. Burke, NDO, Akron; James R. Knepp II, NDO, Toledo; and Michael J. Newman, SDO, Dayton; Scott A. Kane, Esq., Squire Patton Boggs, Cincinnati; John S. Marshall, Esq., Marshall and Morrow LLC, Columbus; and Subodh Chandra, Esq., The Chandra Law Firm LLC, Cleveland; Judge Jeffrey J. Helmick, Esq., NDO; Toledo; Magistrate Judge Terence P. Kemp, SDO; Columbus

**Topics covered:** Case management, including discovery plans and scheduling orders; proportional discovery; failure to preserve electronically stored information; objecting to discovery requests; and cooperation among counsel.

12:00 – 1:00 p.m.

Lunch will be Provided

1:15 – 2:30 p.m.

Breakout Sessions

### Breakout Session 1: Class Certification Analysis after Duke and Comcast

**Moderator:** Kip T. Bollin, Esq.; Thompson Hine; Cleveland

**Participants:** James M. Wagstaffe, Esq.; D. Jeffrey Ireland, Esq., Faruki Ireland & Cox PLL, Dayton; and Daniel R. Karon, Esq., Karon LLC, Cleveland

**Topics covered:** Exploring the rigorous analysis now required in order to certify a class.

### Breakout Session 2: Presenting Complex Expert Testimony

**Moderator:** Marshall A. Bennett, Jr., Esq.; Marshall & Melhorn, LLC; Toledo

**Participants:** Chief Judge Edmund A. Sargus Jr., SDO; Judge James Gwin, NDO, Cleveland; and Antony Klapper, Litigation Consultant, Washington, D.C.

**Topics covered:** The complex expert testimony regarding damages; will include graphic demonstrative evidence presentations.

### Breakout Session 3: Recent Developments in Federal Employment Litigation

**Moderator:** Charles C. Warner, Esq.; Porter Wright; Columbus

**Participants:** Magistrate Judge Karen Litkovitz; Tabitha Justice, Esq., Subashi & Wildermuth, Springfield; David A. Young, Esq., The Law Firm of David A. Young, LLC, Cleveland; Kimberly C. Shumate, Adjunct Prof., The Ohio State University Moritz College of Law, Columbus and Prof. L. Camille Hébert, The Ohio State University Moritz College of Law, Columbus

**Topics covered:** Update on harassment and retaliation law, related discovery practices under the recent federal rules amendments, and the initial discovery protocols for employment cases. Prof. Hébert will make a substantive presentation and Magistrate Judge Litkovitz will preside over a case management conference involving the scope and sequencing of discovery with experienced plaintiffs' and employers' counsel, Tabitha Justice and David A. Young.

2:30 – 2:45 p.m.

Break

2:45 – 4:30 p.m.

Plenary Session: NextGen CM/ECF Update

Brief description of new update to the PACER electronic filing system by Vicky Mizell, Chief Deputy Clerk, NDO.

Tell It To The Judge: Networking with All Judges and Attorneys in Attendance

**Moderators:** Magistrate Judge Newman; Charles Faruki, Esq., Faruki Ireland & Cox PLL, Dayton

**Topics covered:** Give-and-take session among judges and attorneys regarding various practices in the NDO and SDO.

4:30 p.m.

Other Business and Adjournment

## OVERNIGHT ACCOMMODATIONS:



### Westin Hotel

310 S. High St., Columbus, OH 43215

**Reservations:** (614) 228-3800 or (800) 937-8461

**Room rate:** \$174 per night (room block expires October 15 at 5 p.m.)

**Group:** Ohio State Bar Association

**Check-in:** 3 p.m. **Check-out:** 12 p.m.

**Cancellations:** Accepted until 3 p.m. one day prior to arrival.

**Parking:** Overnight valet is \$24 per day. Day parking is \$15 (valet) and \$8 (self). Additional parking is available across the street at the Columbus Commons garage at their rates.

## HOW TO REGISTER

### Mail To:

Ohio State Bar Association  
P.O. Box 16562  
Columbus, OH 43216-6562

### Phone:

(800) 232-7124  
(614) 487-8585

### Online:

www.ohioabar.org/FBB2016

**Cancellation Policy:** Cancellations received by 5 p.m. the business day prior to the program will be refunded less a \$25 office fee.

### Questions?

Contact Robert A. Steinberg, 2015-16 Committee Chair at r.steinberg@robertsteinberglaw.com

**REGISTRATION FORM & FEES ON BACK**