



Regional CLE Workshop:

Maximizing Expert Witnesses: Best Strategies and Practices for Selecting, Using, Challenging, and Defending Expert Witnesses

Munger Tolles & Olson

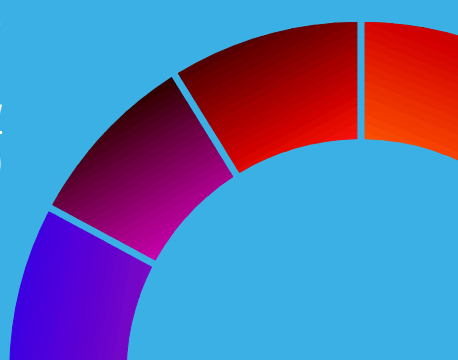
350 South Grand Avenue, 50th Floor

Los Angeles, CA 90071

September 28, 2017 12:45 pm – 4:45 pm

Presented by the ABA Section of Litigation: Commercial & Business Litigation, Trial Practice, Trial Evidence, and Intellectual Property Litigation Committees

The ABA directly applies for and ordinarily receives CLE credit for ABA programs in AK, AL, AR, AZ, CA, CO, DE, GA, GU, HI, IA, IL, IN, KS, KY, LA, MN, MS, MO, MT, NH, NM, NV, NY, NC, ND, OH, OK, OR, PA, PR, 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 3 CLE credit hours in 60-minute states, and 3.6 credit 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 http://www.americanbar.org/cle/mandatory_cle.html or contact Monica Anchondo at Monica.Anchondo@americanbar.org or (312) 988-6245.



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Program Agenda*



September 28, 2017

12:45 pm – 1:15 pm

Registration

1:15 pm – 2:15 pm

Enter the Experts: Tips and Tools for Identifying Effective Expert Witness

Finding an effective expert witness is hard. Even with an unimpeachable resume and wealth of technical and industry expertise, an expert witness requires a unique set of skills. This panel will discuss necessary considerations, and potential pitfalls, involved in selecting an effective expert witness.

Moderator: Matt C. Acosta, Jackson Walker L.L.P., Dallas, TX

Panelists: David Drews CLP, IP Metrics, San Diego, CA, **Stephen Gray**, Gray Yorg, San Diego, CA, **Nancy A. Del Pizzo**, Rivkin Radler, New York, NY, **Erin Mehta**, Hulu, Los Angeles, CA

2:15 pm – 2:30 pm

Break

2:30 pm – 3:30 pm

Experts and Attorneys Working Together to Resolve Cases Before Trial

Best practices to incorporate your expert into your settlement team, and how best to use that expert in mediation or settlement negotiations. The practical implications of involving your expert in settlement discussions, including preserving the confidentiality of settlement discussions. Drafting expert reports that increase the chance of settlement. Practical tips for using expert testimony in summary judgment motions, motions in limine, and other pretrial proceedings and motions.

Moderator: Michael LeBoff, Klein & Wilson, Newport Beach, CA

Panelists: Mark A. Neubauer, Carlton Fields, Los Angeles, CA, **Hon. Michelle R. Rosenblatt (Ret.)**, ADR Services, Inc., Los Angeles, CA, **Sonya Kwon**, Navigant, Los Angeles, CA

3:30 pm – 3:45 pm

Break

3:45 pm – 4:45 pm

Effective Presentation of Your Technical/Scientific Expert at Trial

Tips for working with expert witnesses at trial, focusing on the effective presentation of complex technical or scientific expert testimony to the trier of fact. How to prevent important technical testimony from getting lost in translation. How to break down complex issues and highlight takeaways for jurors, including through use of demonstratives. Tips for effective direct, cross, and redirect examinations on technical subjects.

Moderator: Blanca Young, Munger Tolles & Olson, LLP, San Francisco, CA

Panelists: Ted Dane, Munger Tolles & Olson, LLP, Los Angeles, CA, **G. Christopher Ritter**, The Focal Point, Oakland, CA, **Professor Alan Smith**, U.C. Berkeley, Berkeley, CA

4:45 pm – 5:45 pm

Reception

*Subject to change

Program Organizers



SPONSORED BY *the ABA Section of Litigation: Commercial & Business Litigation, Intellectual Property Litigation, Trial Evidence, and Trial Practice Committees*

Program Organizers

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General Information



Registration:

To register online, visit: <https://shop.americanbar.org/ebus/ABAEventsCalendar/EventDetails.aspx?productId=281249059>

or return the Registration Form on the following page with your payment (checks only) to:

American Bar Association
Attn: Service Center – Meeting/Event Registrations Department
321 N. Clark Street, Floor 16
Chicago, IL 60654
Secure Fax Number: 312-988-5850

Please register by September 21, 2017 to reserve your spot.

Requests for refunds must be made in writing and received no later than September 14, 2017 in the ABA Section of Litigation office. Please email your request to Monica Anchondo at Monica.Anchondo@americanbar.org. There will be a \$10 administrative fee deducted from the refund. Cancellations received after September 14, 2017 will not be refunded; however, the Section will gladly accept substitutions for those unable to attend.

MCLE Credit:

The ABA directly applies for and ordinarily receives CLE credit for ABA programs in AK, AL, AR, AZ, CA, CO, DE, GA, GU, HI, IA, IL, IN, KS, KY, LA, MN, MS, MO, MT, NH, NM, NV, NY, NC, ND, OH, OK, OR, PA, PR, 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 3 CLE credit hours in 60-minute states, and 3.6 credit 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 http://www.americanbar.org/cle/mandatory_cle.html or contact Monica Anchondo at Monica.Anchondo@americanbar.org or (312) 988-6245.

Tuition Assistance:

A limited number of scholarships to defray registration fees may be available for government employees, public interest lawyers employed with nonprofits, academics, and law students, as well as unemployed attorneys. For more information, please contact: Monica Anchondo at (312) 988-6245.

Attendance List:

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

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Meeting Code: LTP17

Registration



**Maximizing Expert Witnesses: Best Strategies and Practices for Selecting,
Using, Challenging and Defending Expert Witnesses
September 28, 2017
Los Angeles, CA**

The information submitted on this registration form will be used only to create an attendance list for Maximizing Expert Witnesses: Best Strategies and Practices for Selecting, Using, Challenging and Defending Expert Witnesses.

Full Name:

Member ID:

Affiliation:

Address :

Apt. #:

City:

State:

Zip Code:

Phone:

Email:

A limited amount of scholarships are available for this program. For more information, please contact: Monica Anchondo at (312) 988-6245.

Registration Information

- \$100.00 Section of Litigation members
- \$165.00 Non-Section members

Checks for attendance and course materials should be made payable to the AMERICAN BAR ASSOCIATION (credit cards for online registration only).

I will attend the meeting and my check for \$_____.00 is enclosed.

I would like to bring a young lawyer from my firm for half the price of my registration:

Name: _____

Please send your Registration Form and check to:

American Bar Association

Attn: Service Center – Meeting/Event Registrations Department

321 N. Clark Street, Floor 16

Chicago, IL 60654

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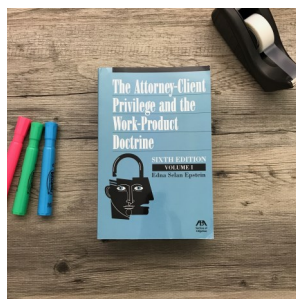
For additional information about the program, please contact Monica Anchondo at (312) 988-6245.

Section Books

New Books / Books Related to Programming



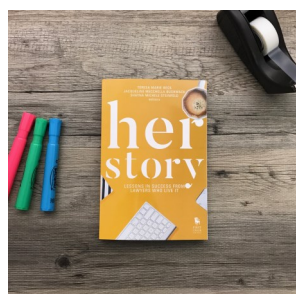
Purchase at ambar.org/litigationbooks or call 800-285-2221



[New! The Attorney-Client Privilege and the Work-Product Doctrine 6th Edition](#)

By Edna Selan Epstein

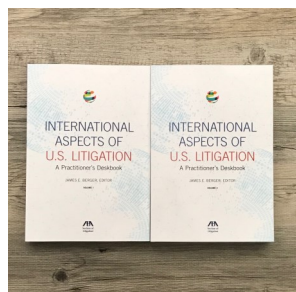
This two-volume treatise, written by Edna Selan Epstein and now in its sixth edition, is the go-to reference by attorneys and judges nationwide on common issues that arise in the attorney-client privilege and work-product protection contexts. This comprehensive new edition incorporates the general coverage from previous editions but has been extensively updated and expanded to include the most recent legal developments.



[New! Her Story: Lessons in Success From Lawyers Who Live It](#)

Edited by Theresa Marie Beck, Jacqueline Mecchella Bushwack, and Shayna Michele Steinfeld

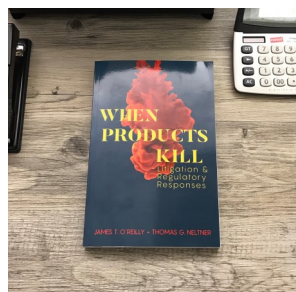
A collection of essays by and about lawyers overcoming obstacles, reaching goals, and leading lives that are full to the brim and rich with challenges, successes, and opportunities. These are stories of hope and lessons learned; stories with advice and unique perspectives.



[New! International Aspects of U.S. Litigation](#)

Edited by James E. Berger

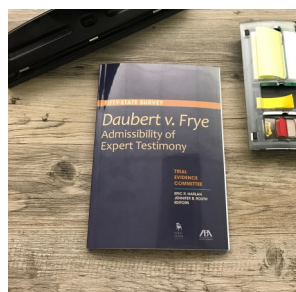
This two-volume set edited by James E. Berger serves as a comprehensive reference guide to practitioners, both in the U.S. and abroad, on the various issues that can arise when cross-border cases are litigated in U.S. courts. Mr. Berger is a litigator with a practice focusing almost exclusively on cross-border litigation in U.S. courts and arbitration-related matters, and he writes and speaks frequently on international litigation and arbitration-related topics.



[New! When Products Kill](#)

By James T. O'Reilly and Thomas G. Neltner

Fatal accidents often lead to litigation, and attorneys involved in this type of litigation need to understand what information is available about the product associated with the death and what the product regulatory agency does or could do about the allegations that the product has caused a death.



[New! Fifty-State Survey: Daubert v. Frye— Admissibility of Expert Testimony](#)

By the Trial Evidence Committee; Edited by Eric R. Harlan and Jennifer B. Routh

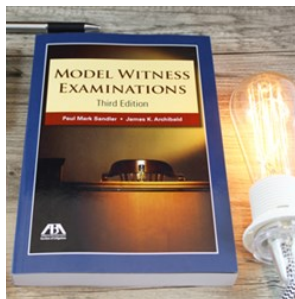
This book surveys the standard for admissibility of expert testimony applicable in all 50 states and the District of Columbia, including legal authority and an appendix of sample pleadings and checklists. These materials provide a starting point for research and drafting motions, and also provide context for the landscape of expert testimony admissibility across jurisdictions.

Section Books

New Books / Books Related to Programming



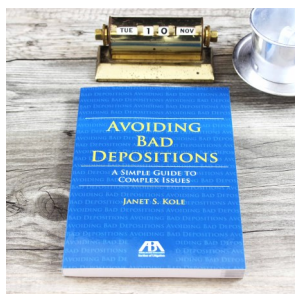
Purchase at ambar.org/litigationbooks or call 800-285-2221



Model Witness Examinations, Third Edition

By James Kenway Archibald and Paul Mark Sandler

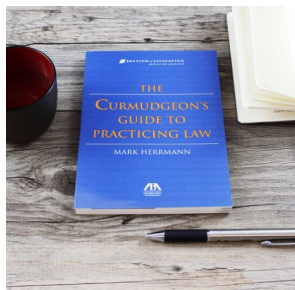
The Rules of Evidence are one thing. The mechanics of correctly eliciting facts—in the heat of trial—can be quite another. In this concise handbook, 70 model examinations show you how to deal effectively with practical evidentiary issues that every trial lawyer faces. The models cover a broad variety of basic issues that must be dealt with in direct, cross, and redirect, and the use of depositions and interrogatories.



Avoiding Bad Depositions: A Simple Guide to Complex Issues

By Janet S. Kole

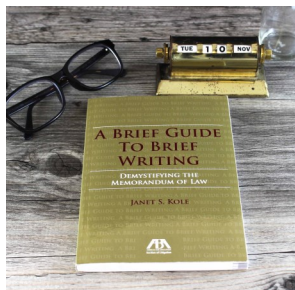
Avoid mistakes—and malpractice claims—when preparing for depositions by following the advice in this short guide. To help navigate the minefield of problems inherent in taking and defending depositions, topics covered include an explanation of a deposition and its purpose, how to defend and take depositions, and how to skillfully deal with difficult opponents, problem witnesses, and experts.



The Curmudgeon's Guide to Practicing Law

By Mark Edward Herrmann

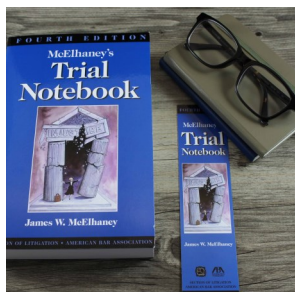
Find out what drives law partners crazy, what will impress them, and the ten mistakes you should avoid. Concise, humorous and full of valuable (but curmudgeonly) insight, this is a must-read for every lawyer and law student.



A Brief Guide to Brief Writing: Demystifying The Memorandum of Law

By Janet S. Kole

Persuasive brief writing—which involves a combination of legal reasoning and good storytelling—is a skill that can be learned by following the principles in this book. Learn how to construct your client's story in a manner that effectively shows the court why your client should win.



McElhane's Trial Notebook, Fourth Edition

By James McElhane

One of the all-time bestselling books on trial practice, this edition covers everything from discovery through rebuttal, and provides techniques, tactics, and strategies for every stage of trial. The information is grounded in actual courtroom experience that litigators want to read, can understand, will enjoy, and will use daily in court.