



FEDERATION OF DEFENSE & CORPORATE COUNSEL



FDCC

DEFENSE LAWYERS. DEFENSE LEADERS.

2022 ANNUAL MEETING

July 25-30, 2022

Hyatt Regency Seattle | Seattle, WA

SATURDAY JULY 23RD

- 12:00 PM - 2:00 PM Officers' Meeting
- 2:00 PM - 4:00 PM Executive Committee Meeting

SUNDAY JULY 24TH

- 10:00 AM - 12:00 PM Admissions Committee
- 12:00 PM - 5:00 PM Board of Directors Meeting
- 3:00 PM - 5:00 PM Registration Desk Open

MONDAY JULY 25TH

- 8:00 AM - 5:00 PM Registration Desk Open
- 8:00 AM - 9:00 AM Finance & Budget Committee
- 9:00 AM - 10:00 AM Sites Committee
- 10:00 AM - 11:30 AM Foundation Meeting
- 11:30 AM - 12:30 AM P&O Committee
- 12:30 PM - 1:30 AM State Rep Meeting
- 3:00 PM - 5:00 PM Special Session: "Presence, Communication and the Power to Persuade: In the Boardroom, Courtroom and Living Room"
- 6:00 PM - 7:00 PM Opening Reception

TUESDAY JULY 26

- 7:00 AM - 5:00 PM Registration Desk Open
- 8:00 AM - 11:50 AM Anatomy of a Trial
- 8:00AM - 8:50 AM Trial Preparation
Trial preparation can help win, or lose, your case. Through both a fireside chat and topical TED-style talks, our presenters will explore developing a trial theme early, top preparation needs, the top mistakes to avoid, and how to preserve your arguments and avoid error.
- 9:00AM - 9:50 AM Jury Selection
Our team of experts will teach the fundamentals of jury selection from researching the panel members to forming questions that will help you connect with your panel.
- 10:00 AM - 10:50 AM Opening Statement and Closing Argument
Our panel of experts will teach theme development, storytelling and the effective use of demonstratives and technology in opening statements and closing arguments.

11:00 AM - 11:50 AM Handling the Truth: Eliciting Great Testimony on Direct and Cross Examination

During Tom Cruise's cross examination of Jack Nicholson, in A Few Good Men, Jack's character famously shouted: "you can't handle the truth!" But, it is every attorney's job to elicit the truth. Our panel of experts will show you how to do so. Topics will include: what to do when your client is plaintiff's first witness; correctly framing your questions; advancing your theme with each witness; locking a witness in early to build an effective cross examination; and handling a hostile witness.

8:00 AM - 11:50 AM Topic Section Programming

8:00 AM - 8:50 AM Considerations in Responding to Time Limited Policy Limit Demands

Defense attorneys and insurance companies are increasingly seeing very early time-limited demands for policy limits in cases with multiple potential claimants. This panel will discuss the types of statutory and rule made deadlines for such demands; the implications of not responding in time; ideas for how to respond when additional time and information are required; the role that defense counsel can play in promptly assisting insurers to respond; and, the use of mediation to settle challenging situations.

9:00 AM - 9:50 AM Bad Faith Discovery Wars: Do Insurers Have a Right to Discover an Insured's Privileged Information?

In uncharted waters, this program will discuss making the case for the insurer's right to discover an insured's privileged information in bad faith litigation.

10:00 AM - 10:50 AM Combatting, Cutting and Defending Against Fee Shifting Claims

Defense counsel are often faced with a threat of attorney's fees - available either by contract or by statute - as a mechanism to increase the potential exposure of a case. This presentation will discuss perspectives on how to combat and defend against those threats, how to "flip the script" and create leverage in favor of a defendant, and recent trends from courts interpreting when attorneys fees may (or must) be awarded and what is (and is not) a reasonable fee.



11:00 AM - 11:50 AM **Don't Be in the Dark: How Utility Companies Should Handle Ransomware and Other Cyber Incidents**

As the Colonial ransomware attack proved, utilities are in the crosshairs of malicious cyber actors, especially Russia. The Colonial Pipeline attack also showed how underprepared many utilities are for a cyber attack that is all but inevitable. Our panel will explain the attacks that utility companies can expect, how to prevent them, and how to respond when they occur, with an eye toward a utility's legal obligations and potential claims

12:30 PM - 5:00 PM **Offsite Tours & Activities**
3:45 PM - 5:15 PM **New Member Reception**
6:00 PM - 10:00 PM **President's Reception: Chihuly Garden & Glass**

WEDNESDAY JULY 27

7:00 AM - 5:00 PM **Registration Desk Open**
7:30 AM - 8:20 AM **Anatomy of a Trial**

7:30AM - 8:20 AM **Expert Witnesses**
 Our panel of experts will discuss motions to exclude experts and preserving objections to testimony at trial; effectively challenging or limiting the opposing expert's qualifications; exposing the opposing expert's bias and erroneous assumptions; laying a proper foundation for your expert; your expert as guide or teacher; and using demonstrative aids with experts.

7:30 AM - 8:20 AM **Topic Section Programming**
7:30 AM - 8:20 AM **A Virtual Quagmire: Weighing the Risks and Benefits of Remote Work in a Post-Covid World**

At some point over the last two years, almost everyone has worked from home as businesses implemented remote work to help protect employees from the dangers of COVID-19. Now, businesses are faced with the decision of whether to return to traditional, in-person work. What are the legal and cultural implications of doing so and of not doing so?

8:30 AM - 9:30 AM **Plenary: Formal Opening of the Meeting**
9:45 AM - 10:45 AM **Plenary: On Diverse Talent Development**
11:00 AM - 12:00 PM **Keynote Speaker: Vin Gupta, MD, MPA**
12:30 PM - 5:00 PM **Offsite Tours & Activities**
6:00 PM **Evening Dinner with Friends**
9:00PM - 11:00 PM **Dessert Party**

THURSDAY JULY 28

7:00 AM - 5:00 PM **Registration Desk Open**
8:00 AM - 5:00 PM **Nominating Committee**
8:30 AM - 8:40 AM **Plenary: Announcements**
8:40 AM - 9:40 AM **Plenary: On Corporate Concerns...**
9:50 AM - 10:50 AM **Plenary: On Civility...**
11:00 AM - 12:00 PM **Plenary: On Cybersecurity...**
12:30 PM - 5:00 PM **Offsite Tours & Activities**
5:00 PM - 6:00 PM **MDC/P&O Open House**
7:00 PM - 10:00 PM **FDCC Disco & Dinner!**

FRIDAY JULY 29TH

7:00 AM - 5:00 PM **Registration Desk Open**
7:00 AM - 8:00 AM **Fun Run**
8:30 AM - 9:20 AM **Plenary: FDCC Business Meeting**
9:20 AM - 9:30 AM **Preview of 2023 Winter Meeting**
9:30 AM - 10:30 AM **Plenary: On Three Existential Challenges to the American Legal System**
10:45 AM - 12:00 PM **Keynote Speaker: Shankar Vedantam**
12:30 PM - 5:00 PM **Offsite Tours & Activities**
6:30 PM - 10:30 PM **Theme Party**

WE LOOK FORWARD TO SEEING YOU IN SEATTLE

JULY 25-30, 2022

HYATT REGENCY SEATTLE SEATTLE, WA

