EIGHTEENTH ANNUAL STATEWIDE
ETHICS SYMPOSIUM
GOLDEN GATE UNIVERSITY – SAN FRANCISCO

Ethics 2014: Keeping Pace in a Constantly Changing Legal Environment

Presented by

The State Bar of California Committee on Professional Responsibility and Conduct

Saturday, April 12, 2014
9:30 am to 5:15 pm

Golden Gate University School of Law
536 Mission Street,
Rooms 2201 - 2202
San Francisco, CA 94105

We gratefully acknowledge Golden Gate University for the contribution of its facility and generous support for this event.

REGISTER ONLINE
www.calbar.org/ethics-symposium

6 Hours of MCLE Credit in Legal Ethics

EIGHTEENTH ANNUAL STATEWIDE ETHICS SYMPOSIUM

ETHICS 2014: Keeping Pace in a Constantly Changing Legal Environment

8:30 – 9:30 am **REGISTRATION**

9:30 – 9:45 am

WELCOMING REMARKS

Wendy Wen Yun Chang: Chair, Committee on Professional Responsibility and Conduct
Rachel Van Cleave: Dean, Golden Gate University School of Law
Luis J. Rodriguez: President, State Bar of California

9:45 – 11:15 am

DEFENDING A CHARLES PONZI OR BERNIE MADOFF

This panel explores ethical issues that arise when lawyers represent clients alleged to be involved in financial fraud or other illegal behavior. Panel attorneys litigate actions brought against lawyers accused of participating in or aiding and abetting their clients' activities. Ethical issues include client confidentiality, the duty to withdraw, options to report up or out, and conflicts between individuals acting for the client.

Scott B. Garner: Moderator; Vice-Chair, Committee on Professional Responsibility and Conduct; Partner, Morgan, Lewis & Bockius, LLP, Irvine
Jennifer A. Becker: Member, Committee on Professional Responsibility and Conduct; Partner, Long & Levitt LLP, San Francisco
Joy A. Kruse: Partner, Lieff Cabraser Heimann & Bernstein, San Francisco
Elliot A. Peters: Partner, Keker & Van Nest LLP, San Francisco
John R. Sheller: Partner and Leader of Lawyers for Professionals Department, Hinshaw & Culbertson LLP, Los Angeles

11:15 – 11:30 am **BREAK**

11:30 am – 1:00 pm

COMPLEX CONFLICTS ISSUES DECIPHERED

This panel will examine complicated questions confronting lawyers in scenarios involving advance consents and non-waivable conflicts. Both subjects arise in various contexts, including conflict clearance in obtaining and retaining clients, potential discipline, disqualification, and claims for malpractice or breach of fiduciary duty, and require thoughtful and deliberate navigation.

William Mills: Moderator; Member, Committee on Professional Responsibility and Conduct; Partner, Parker Shumaker Mills LLP, Los Angeles
Dan L. Carroll: Partner, Downey Brand LLP, Sacramento
Carolyn M. Lee: Associate, Abkin Law LLP, San Francisco
Robert K. Sall: Shareholder, Sall Spencer Callas & Krueger, Laguna Beach
Michele K. Trausch: Partner, Hanson Bridgett LLP, San Francisco

1:00 – 1:30 PM **LUNCH**

1:30 – 2:00 PM **KEYNOTE ADDRESS**

"Utopian Legal Ethics in 2020"

James J. Brosnahan
Senior Trial Counsel, Morrison & Foerster LLP

2:00 – 3:30 pm

TRIAL ETHICS: DON'T RISK YOUR SOUL TO WIN A POINT

This panel of seasoned trial attorneys will examine ethics issues that are unique to trial. Those issues include identifying the sometimes fuzzy line between ethical and not when: dealing with witnesses, producing (or not producing) evidence, jury selection (including discrimination and the use of social media), references to non-existent or inadmissible evidence, asserting an unsupported position, client perjury, appealing to the jury's passions and prejudices and other issues for closing argument, and communicating with jurors before, during and after trial.

Alison Buchanan: Moderator; Member, Committee on Professional Responsibility and Conduct; Shareholder, Hoge, Fenton, Jones & Appel, Inc., San Jose
Wendy Wen Yun Chang: Chair, Committee on Professional Responsibility and Conduct; Partner, Hinshaw & Culbertson, LLP, Los Angeles
James J. Brosnahan: Senior Trial Counsel, Morrison & Foerster LLP, San Francisco
Hon. Peter Kirwan: Judge, Santa Clara County Superior Court, Complex Civil Department, San
Allen J. Ruby: Partner, Skadden, Arps, Slate, Meagher & Flom LLP, Palo Alto

3:30 – 3:45 pm **BREAK**

3:45 – 5:15 pm

"DISRUPTIVE" ETHICS? INNOVATIVE MODELS OF PROVIDING LEGAL SERVICES

This panel will examine the ethical issues that arise as the practice of law takes new forms and expands traditional boundaries. Innovative models for providing legal services blur the lines between law firms and their clients, or challenge the very idea of what a law firm is and how legal services should be provided. Outsourced legal services, national virtual law practices, companies offering online legal forms and "panel attorney" consultations, and online crowd-sourced legal directories that match up potential clients and lawyers all pose new ethical questions for lawyers to consider and issues to deal with.

Merri A. Baldwin: Moderator; Member, Committee on Professional Responsibility and Conduct; Shareholder, Rogers Joseph O'Donnell, San Francisco
James Peters: Vice-President of New Market Initiatives, LegalZoom, Los Angeles
R. Amani Smathers: Innovation Counsel, ReInvent Law Laboratory at Michigan State University
John Steele: Sole Practitioner, Palo Alto

REGISTRATION AND TRAVEL INFORMATION

MCLE CREDIT

This program offers up to 6 hours of MCLE credit in legal ethics. The State Bar of California and the Committee on Professional Responsibility and Conduct are approved State Bar of California MCLE providers.

ONLINE REGISTRATION is available by visiting www.calbar.org/ethics-symposium.

ON-SITE REGISTRATION is limited and subject to availability. Please register in advance.

QUESTIONS

For registration questions, please call 415.538.2508. For program content, please call 415.538.2167.

SPECIAL ASSISTANCE Please call 415.538.2167.

HOTEL INFORMATION
No special block of rooms has been arranged for this one-day event. The following are hotels within walking distance (2 - 4 blocks) to Golden Gate University: Courtyard by Marriott Downtown San Francisco - (800) 321-2211, Westin Market Street San Francisco - (800) 937-8461, Marriott Marquis Downtown San Francisco - (415) 896-1600, and The Palace Hotel - (415) 512-1111.

AIRPORT
Golden Gate University is located approximately 14 miles, or 20-30 minutes from the San Francisco Airport (SFO).

DRIVING DIRECTIONS

From the North Bay:
Take the Golden Gate Bridge and Highway 101 South to Van Ness Ave. Take a left on Bush Street. Cross Market Street to 1st Street. Continue on First Street for one block and make a right onto Mission Street. The school will be located a half a block down on the right.

From the South Bay:
Take Highway 101 North to 80 East (Bay Bridge/Downtown). Take the Fourth Street exit. Veer to the left onto Bryant Street. Turn left on Third Street, right on Mission Street. The school will be located two blocks down on the left.

From the East Bay:
Take the Bay Bridge West to San Francisco. Take the Fremont Street exit. Turn left onto Fremont and then left onto Mission Street. The school will be located one block down on the right.

Get additional driving directions from Google Maps.

Public Transit:

One block from the Transbay Terminal at First and Mission Streets.

BART or MUNI Metro**:** Take the Montgomery Street exit, walk south from Market Street to Mission Street.

CalTrain: Get off at the Fourth and Townsend Streets Station, take #10 Townsend bus to Fremont and Mission Streets and walk left on Mission Street 1-1/2 blocks or take the N-Judah streetcar line to Montgomery Station, walk south from Market Street to Mission Street.

Golden Gate University is on Mission Street between First and Second Streets.

VISITOR PARKING
Golden Gate University does not have a dedicated parking lot for students and staff. It is recommended visitors to the SF Campus at 536 Mission Street view parking availability in the downtown area through the website: http://sanfrancisco.bestparking.com/.

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536 Mission Street, San Francisco, CA 94105

Note: One registrant per form. Photocopies may be used.

State Bar Number _____

Name _____

Firm _____

Address _____

City, State _____ Zip Code _____

Phone _____ Fax _____

Email _____

Required for email confirmation

Your name and address may be disclosed.
❑ Check here if you do not want your information released.

REGISTRATION FEES (In-Person Attendance) (Check the appropriate box)

❑ $155 Program Package includes: 6 hours of MCLE credit, resource materials and lunch

❑ Golden Gate University School of Law Alumni Fee: $125 Program Package includes: 6 hours of MCLE credit, resource materials and lunch

❑ Student Fee: $60 Program Package includes: resource materials and lunch

❑ Free of charge: admission to program only. No MCLE credit, resource materials or lunch (registration for free attendance is offered on a space available basis) MAIL OR FAX FORM ONLY.

CREDIT CARD INFORMATION
I authorize the State Bar of California to charge my program registration to my Visa/MasterCard account. (No other credit card will be accepted.)

Account Number _____ Exp. Date _____
VISA or MasterCard Only

Cardholder's Name _____

Cardholder's Signature _____

PRE-REGISTRATION DEADLINE In order to pre-register, your form and check, payable to The State Bar of California, or credit card information, must be received by **April 4, 2014**. Please register early as space is limited.

REGISTER ONLINE at www.calbar.org/ethics-symposium.

MAIL TO Program Registration, The State Bar of California, 180 Howard Street, San Francisco, CA 94105.

FAX TO Program Registration at 415.538.2368. In order to fax your registration credit card information is MANDATORY. (Photocopies of checks will not be accepted).

CANCELLATION/REFUND POLICY All requests for refunds must be received in writing no later than April 4th, by fax to: 415.538.2368. Refunds will not be made for requests received after April 4th. However, with advance notice, your registration can be transferred to another person.