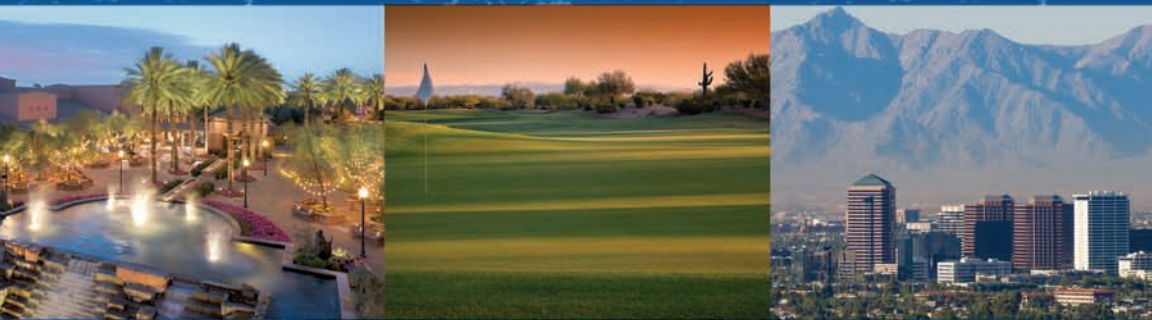




American Bar Association
Forum on the Construction Industry



2011 ANNUAL MEETING

I Can See for Miles:

Cutting Edge Tools for Construction Practitioners

April 14-16, 2011



DEAR COLLEAGUES:

The Forum invites you to spend time learning new skills and perfecting old ones during the 2011 Annual Meeting in a setting that rivals paradise - The Fairmont Scottsdale Princess - a lush oasis in the desert. A spectacular program, *"I Can See for Miles: Cutting Edge Tools for the Construction Practitioner,"* awaits you. Whether your construction practice is litigation or transactional, this Program will help you hone your skills with advanced legal tools presented by an outstanding line-up of speakers drawn from the legal profession, the judiciary, and the construction industry.

Your legal toolbox will overflow with the latest and greatest tools of our trade that you will pick up from this two-and-a-half day Program. Plenary sessions and workshops will equip you with the cutting edge tools you need to handle ubiquitous electronic discovery issues from inside the courtroom and on the job site, develop drafting skills that protect your client's privileges, negotiate, draft and administer litigation consultant contracts, advise clients venturing into electronic project management, understand and utilize effective tools and techniques for selecting juries, present evidence whether on a flip-chart or with electronic and digital bells and whistles, create and maintain a solid diversity program in your practice, and address ethical issues that face the bench and bar in the age of social media.

If such an incredible program is not enticing enough, there is more! You will not want to leave this fabulous southwestern venue, which offers so much to see...for miles, and miles, and miles! The Program's schedule allows attendees, families, and guests time to experience the Valley of the Sun—an eclectic mix of art galleries, museums, desert gardens, specialty retail and fine dining complement this top tier golf destination. Experience a jeep tour through the scenic desert, take in a baseball game at the Arizona Diamondback's stadium, explore Sedona and the Grand Canyon, or simply relax at the award-winning world-class Willow Stream Spa. You will also have an opportunity to "give back" to our host community by participating in a trail restoration service project at Scottsdale's McDowell Sonoran Preserve, the largest urban preserve in the country that is home to stunning geological formations, lush cacti forests and diverse wildlife.

We are excited about sharing with you another memorable Forum experience at the fabulous Fairmont Scottsdale Princess. Please join us at this ultimate desert resort for advance construction CLE, superior industry networking, and fabulous activities.

Rhonda R. Caviedes

Bradley Arant Boult Cummings LLP
Birmingham, AL

Program Co-Chair

Wm. Cary Wright

Carlton Fields, P.A.
Tampa, FL

Program Co-Chair

Richard J. Tyler

Jones Walker
New Orleans, LA

Governing Committee Liaison

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Richard J. Tyler

Jones Walker, New Orleans, LA

Joseph D. West

Gibson, Dunn & Crutcher LLP, Washington, DC



Wednesday, April 13

10:00 – 5:00 pm

ADVANCE REGISTRATION/
INFORMATION

3:00 – 6:00 pm

REGISTRATION OPENS/
EXHIBITOR SET-UP

Thursday, April 14

7:00 – 5:30 pm

REGISTRATION/EXHIBITS OPEN

7:00 – 8:30 am

FIRST-TIMER'S BREAKFAST
DIVISION 11 BREAKFAST

In-House Counsel Division Members Only

7:00 – 9:00 am

CONTINENTAL BREAKFAST

8:30 – 8:45 am

WELCOME FROM THE CHAIR
OPENING REMARKS AND
ANNOUNCEMENTS

8:45 – 10:00 am

PLENARY 1

PSYCHOLOGY OF THE MODERN FACT FINDER

This session will delve into the ever-changing psychology of the modern fact finder, be it jury, judge or arbitrator. It will discuss the impact of social media and the economic downturn on the modern fact finder.

Speakers:

Dr. Arthur H. Patterson

Decision Quest, State College, PA

Judge Pendleton Gaines

Phoenix, AZ

Timothy R. Thornton

Greensfelder, Hemker & Gale, P.C., Chicago, IL

10:00 – 11:00 am

PLENARY 2

E-DISCOVERY: A VIEW FROM THE BENCH AND THE PRACTITIONER

Although Electronic Discovery rules have been adopted by the Federal Courts and many state courts, practical compliance often requires a technical expertise frequently beyond that of the judge or lawyer. This session will provide the construction practitioner with tips on how to be proactive and practical in E-Discovery. More importantly, it will provide tips on how to manage the process by informing and affecting the view from the Bench.

Moderator:

Allison Skinner

Sirote & Permutt, PC, Birmingham, AL

Speakers:

Hon. David J. Waxse

United States Magistrate Judge, Kansas City, KS

Robert W. Pass

Carlton Fields, P.A., Tallahassee, FL

11:00 – 11:15 am

BREAK

11:15 – 12:15 pm

WORKSHOP A:

MANAGING ELECTRONIC DISCOVERY COST EFFECTIVELY

This session will explore the nuts and bolts of Managing Electronic Discovery in a cost effective manner. This session will address the initial decisions that confront the client and counsel: (1) use of in-house IT Departments or engaging consulting firms; (2) compliance with litigation hold letters, whether the client is a multi-national construction firm or a local subcontractor. It will also provide strategies to effectively and efficiently conduct discovery in the age of Electronic Discovery.

Speakers:

Norman Jetmundsen Jr.

Assistant General Counsel, Vulcan Materials Company, Birmingham, AL

David Deusner

*Bradley Arant Boult Cummings, LLP
Birmingham, AL*

WORKSHOP B:

PROJECT MANAGEMENT IN THE 21ST CENTURY

Construction Management is changing dramatically through the use of Electronic Project Management. This workshop will provide a demonstration of EPM; a discussion of how contract language, document control and construction management have to be adapted for projects utilizing EPM; and how management of a construction project is improved through the use of EPM.

Speakers:

David A. Scotti

*Hergenroeder Rega Scotti Ewing & Kennedy, LLC
Pittsburgh, PA*

Laura Goetsch, CEO

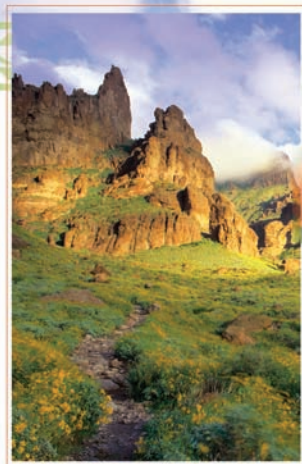
The Simplex Group, Pittsburgh, PA

Dominick DelSalvo

DelSalvo Enterprises, Inc., West Mifflin, PA

Peter Mansmann

Precise, Inc., Pittsburgh, PA





Program Schedule

12:15 – 1:45 pm

**LUNCH/FORUM BUSINESS
MEETING/ELECTION OF
OFFICERS/PRESENTATION OF AWARDS**

2:00 – 3:15 pm

PLENARY 3

A201'S ROCKY ISSUES: DRILLING DOWN AND HAMMERING OUT

Since the publication of the 2007 A201, many difficult and controversial issues have challenged construction industry participants at the negotiating table and in the courtroom. This session will focus on interpreting and modifying some of the tougher provisions.

Speakers:

Ty D. Laurie

Laurie & Brennan LLP, Chicago, IL

W. Alexander Moseley

Hand Arendall LLC, Mobile, AL

Lynn R. Axelroth

Ballard Spahr LLP, Philadelphia, PA

3:15 – 4:15 pm

PLENARY 4

THE STATE OF PRIVILEGES:

The attorney-client and work product privileges are well known. However, there are other privileges that the practitioner must know and protect. This session will address these privileges and the systems that should be enacted to maintain and protect those privileges. This session will also address the change in the Federal Rules which designate certain consultant materials as work product and the trend of magistrates narrowly interpreting privileges.

Speakers:

Ryan A. Hiss

Lyman & Nielsen, LLC, Oak Brook, IL

Daniel P. King

Pedersen Keenan King Wachberg & Andrzejak PC, Township, MI

David J. Theising

Harrison & Moberly, LLP, Indianapolis, IN

4:15 – 4:30 pm

BREAK

4:30 – 5:30 pm

WORKSHOP C:

DRAFTING EFFECTIVE, ENFORCEABLE CONSULTING AGREEMENTS TO PROTECT AND MAINTAIN PRIVILEGES AT VARIOUS STAGES OF THE PROJECT/LITIGATION

Consultants are utilized in most construction disputes. The information exchanged between lawyer, client and consultant can be privileged to a certain extent. This session will provide drafting techniques on how to structure the consulting agreement to maintain the privileges, and practical tips on how to manage the flow of information so that privileges are not inadvertently breached.

Speakers:

Joel J. Rhiner

Stein Ray & Harris LLP, Chicago, IL

Michael Knapp

Bradley Arant Boult Cummings LLP, Charlotte, NC

4:30 – 5:30 pm

WORKSHOP D:

AIA AND CONSENSUSDOCS COLLABORATIVE AGREEMENTS: ARE WE REALLY WORKING TOGETHER?

This workshop will address the AIA C191 (2009), Standard Form Multi-Party Agreement for Integrated Project Delivery and the Consensus-DOCS 300, Standard Form of Tri-Party Agreement for Collaborative Project Delivery. Are these documents being used, and if so, what is the experience?

Speakers:

Howard R. Ashcraft, Jr.

Hanson Bridgett, LLP, San Francisco, CA

Douglas C. Green

Marsh, Inc., Minneapolis, MN

Kevin Delorey

Quarles & Brady, LLP, Madison, WI

6:00 – 8:00 pm

WELCOME RECEPTION AT LA HACIENDA PLAZA

Embrace the spirit of Scottsdale – and the desert's warmth – as you welcome new and familiar friends over cocktails and hors d'oeuvres.

Friday, April 15

7:30 – 12:30 pm

REGISTRATION AND EXHIBITS OPEN

7:30 – 9:30 am

CONTINENTAL BREAKFAST

8:00 – 9:30 am

DIVISION BREAKFAST MEETINGS

9:40 – 9:45 am

**OPENING REMARKS AND
ANNOUNCEMENTS**

9:45 - 11:00 am

PLENARY 5

**JURY SELECTION – LEADING EDGE
TOOLS AND TECHNIQUES**

Juries are constantly changing. The make-up of the jury many times can be outcome determinative. This session will focus on the latest studies and techniques in selecting a jury. This study of human behavior should be of interest to the litigator and transactional lawyer determining which dispute resolution provision to recommend to his or her client.

Moderator:

Charlotte Wiessner

Sherman & Howard, LLC, Denver, CO

Speakers:

Scott D. St. Marie

*Schnader Harrison Segal & Lewis, LLP,
New York, NY*

Joseph A. Battipaglia, P.E.

Duane Morris LLP, Philadelphia, PA

Jill Leibold, Ph.D.

Litigation Insights, Overland Park, KS

11:00 – 11:15 am

BREAK

11:15 – 12:15 pm

WORKSHOP E

**USING TECHNOLOGY TO PRESENT
YOUR CONSTRUCTION CASE:
MAKING THE COMPLEX SIMPLE
AND PERSUASIVE.**

Construction cases present unique difficulties in the presentation of evidence. The fact intensive, document heavy, highly technical nature of such cases impose on the attorney an obligation to streamline, simplify (and make interesting) the presentation of his or her case, which can only be accomplished with the liberal use of demonstrative evidence. This session will address various types of demonstrative exhibits—from low-tech to high-tech—and the special considerations the use of such evidence requires.

Speakers:

Louis R. Pepe

*McElroy, Deutsch, Mulvaney & Carpenter, LLP
Hartford, CT*

Edward Josiah

Nautilus Consulting, LLC, Commack, NY

11:15 – 12:15 pm

WORKSHOP F

**DAUBERT: USE IT TO YOUR
ADVANTAGE WHEN PRESENTING
YOUR CASE**

As case law interpreting Daubert develops, application of its rules and principles in complex construction disputes is becoming more nuanced. This workshop will delve into Daubert-based challenges so that the construction practitioner, whether seeking to introduce or challenge an expert or his or her testimony, will have a better understanding of the process, the key cases and some lessons learned along the way.

Speakers:

Christopher J. Heffernan

Niles, Barton & Wilmer, LLP, Baltimore, MD

Jocelyn Knoll

Dorsey & Whitney LLP, Minneapolis, MN

12:15 pm

ADJOURN

12:30 – 2:00 pm

**DIVERSITY COMMITTEE
MEETING/LUNCHEON**

Join us for lunch to discuss the state of diversity in the Forum and our plans to re-energize our diversity efforts. We will discuss ways to grow our diverse membership and build a strong leadership pipeline for the Forum. And, most importantly, to network with each other.

1:00 – 5:00 pm

TRAIL REBUILDING SERVICE PROJECT

Sponsored by ARCADIS

McDowell Sonoran Preserve

6:00 – 7:00 pm

**RECEPTION HONORING WOMEN
IN CONSTRUCTION**

Sponsored by Capital Project Management, Inc.



Saturday, April 16

7:00 – 8:10 am

**FORUM YOUNG LAWYERS SECTION
BREAKFAST**

7:30 – Noon

REGISTRATION/EXHIBITS OPEN

7:30 – 8:15 am

CONTINENTAL BREAKFAST

8:15 – 8:20 am

**OPENING REMARKS AND
ANNOUNCEMENTS**

8:20 – 9:20 am

PLENARY 6

**LAW FIRM DIVERSITY BEST
PRACTICES: THE ESSENTIALS TO
STARTING AND MAINTAINING AN
EFFECTIVE DIVERSITY INITIATIVE
FOR HIRING AND RETENTION**

The program will address: (1) importance of diversity within a law firm; (2) development of a diversity committee within a law firm; and (3) sustainability of an effective diversity committee.

Moderator:

John R. Heisse II

Howrey LLP, San Francisco, CA

Speakers:

Anne E. Gorham

Sites & Harbison PLLC, Lexington, KY

Lida Rodriguez-Taseff

Duane Morris LLP, Miami, FL

Heidi H. Rowe

Schiff Hardin LLP, Chicago, IL

9:20 – 9:30 am

BREAK

9:30 – 10:30 am

PLENARY 7

**UNDERSTANDING YOUR CLIENT'S
BUSINESS — WHAT'S HOT TODAY?**

Aside from the practice of law, the construction practitioner now must understand his or her client's business in order to add true value to the relationship. This session will focus on the business trends, such as Six Sigma and other trends.

Speakers:

John Snyder

Bechtel Corporation, Frederick, MD

Trevor Ladner

Alberici Group, St. Louis, MO

10:30 – 10:40 am

BREAK

10:40 – 11:40

PLENARY 8

**ETHICAL ISSUES FACING LAWYERS,
JUDGES, ARBITRATORS, AND MEDIATORS
IN THE AGE OF SOCIAL MEDIA**

Ethics Presentation. Learn what's ethical and what's not when using information from social network profiles for investigative purposes or for marketing purposes. Find out who's your friend and whether "friending" could ever be construed as deceptive. Discover if information on your (or your staff's) profiles could jeopardize client confidentiality. Get smart about configuring privacy settings in your profile to avoid potential ethical traps and potential bias. Consider implementing a social networking policy to comply with ethical rules.

Speakers:

Carole Levitt, President

Internet for Lawyers, Rio Rancho, NM

Mark Rosch, Vice President

Internet for Lawyers, Rio Rancho, NM

11:40 am

ADJOURN

1:00 – 6:30 pm

**GOLF TOURNAMENT AND AWARDS
CEREMONY AT TPC OF SCOTTSDALE**

12:15 pm – 4:30 pm

**MUSICAL INSTRUMENT MUSEUM
(MIM)**

Transportation Provided



EVENT HIGHLIGHTS



THURSDAY, APRIL 14

6:00 p.m. – 8:00 p.m.

WELCOME RECEPTION

La Hacienda Plaza

The Fairmont Scottsdale Princess is simply timeless and truly southwest. The azure skies and purple mountains of Scottsdale will provide a dramatic desert backdrop for this year's meeting. Gather with friends and colleagues for cocktails and heavy hors d'oeuvres as you watch the sun set and enjoy the warm embrace of this five diamond resort.

12:15 p.m. - 1:45 p.m.

LUNCHEON

During lunch the Forum will recognize the Immediate Past Chair, Governing Committee Members, and Division Chairs who are rotating off leadership positions, as well as contributing editors of our publications. Please join us as we honor these individuals who have dedicated their time to making the Forum a success!

FRIDAY, APRIL 15

8:00 a.m. - 9:30 a.m.

DIVISION BREAKFASTS

Division Breakfasts allow you the opportunity to enhance your knowledge in specific areas of construction law. These specialized meetings provide updates on the latest substantive developments in virtually all areas of construction law while allowing you to network with colleagues who share your interests and practice concerns.

12:30 p.m. - 2:00 p.m.

DIVERSITY LUNCHEON

Calling all diverse members of the Forum! Join us for lunch to discuss the state of diversity in the Forum and our plans to re-energize our diversity efforts. We will discuss ways to grow our diverse membership and build a strong leadership pipeline for the Forum. And, most importantly, to network and have fun with colleagues!

1:00 p.m. – 5:00 p.m.

TRAIL REBUILDING SERVICE PROJECT

Sponsored by ARCADIS

Come join us in assisting the McDowell Sonoran Desert and Mountains Preserve rebuild a portion of its trail system. We will spend a beautiful Friday afternoon under the guidance of Preserve staff hiking, enjoying and working on a few short trails in this important desert preserve. Projects include cactus planting, habitat remediation, litter clean-up, and trail maintenance. Your efforts will enhance and remediate the disturbed area and allow safe, enjoyable access of the preserve. Buses will depart and return to the

conference hotel. ARCADIS, our event sponsor, will provide participants with a bag of needed items to enable them to better enjoy the project. This is the perfect opportunity to do something positive for nature while enjoying the beautiful view of the McDowell Sonoran Preserve.

6:00 p.m. - 7:00 p.m.

RECEPTION HONORING WOMEN IN CONSTRUCTION

Sponsored by Capital Project Management, Inc.

Network with some of the industry's most experienced women in the profession and the future leaders of the Forum. This reception is a great opportunity to visit with colleagues to see how we got here, where we are, and what the future looks like; open to all regardless of gender.

SATURDAY, APRIL 16

7:00 a.m. – 8:10 a.m.

FORUM YOUNG LAWYERS SECTION BREAKFAST

This is a "Don't Miss It" event for young lawyers (those under the age of 36 or who have been admitted to practice for less than 5 years). This breakfast is an excellent opportunity for you to network with other young lawyers and members of the Forum's leadership. We encourage you to participate!

1:00 p.m. – 6:30 p.m.

GOLF TOURNAMENT AND AWARDS CEREMONY

The resort is home to the TPC Scottsdale, featuring two 18-hole championship golf courses managed by the PGA TOUR. The 7,216 yard, par 71 TPC Stadium course is the host of the annual Waste Management Phoenix Open and to the Forum's Annual Golf Tournament. For details on the course and to see if you are up for the challenge, please visit:

www.scottsdaleprincess.com/tpc-scottsdale/golf-courses.

Cost includes greens fees, cart, box lunch and awards ceremony.

12:15 p.m. - 4:30 p.m.

MUSICAL INSTRUMENT MUSEUM (MIM) TOUR

For those who follow a beat other than golf, we encourage you to explore the world through music at the MIM. We promise it will be the most extraordinary museum you'll ever hear! Travel the world through music in the five major Geographic Galleries. State-of-the-Art audio and visual technology allows you to hear and see the creative spirit of people from around the world playing their native instruments. See and feel the vibes of instruments played by musical icons including John Lennon, Paul Simon, Eric Clapton, Carlos Santana and Michael Jackson. A light lunch will be served.

EXHIBIT HALL

Meet with industry exhibitors who will showcase their new products, services and professionals that fit the unique needs of construction lawyers. Make valuable connections with them during the continental breakfasts and breaks.



COME FOR THE PROGRAM AND STAY FOR THE WEEKEND!

RECREATION AND LEISURE AT THE FAIRMONT SCOTTSDALE PRINCESS:

TPC Scottsdale – featuring two 18-hole championship golf courses managed by the PGA Tour
Willow Stream Spa – offering essential desert elements and innovative treatments
5 outdoor swimming pools and 2 jacuzzis – including a children's pool with two 200 ft water slides and zero entry deck area
National Geographic Explorers Camp – for children 5 to 12 years of age
Nine distinctive dining experiences featuring southwestern specialties to an award winning steakhouse
Six Hard Surface Tennis Courts – the former home of both men's A.T.P. tour and women's W.T.A. tournaments
Resort lagoon catch and release fishing
Basketball/Sport Court
State of the Art Fitness Center

SOME OF THE AREA'S TOP ATTRACTIONS BY THEME INCLUDE:

NATIVE AMERICAN HISTORY AND CULTURE

Heard Museum and
Heard Museum North Scottsdale
Pueblo Grande Museum and
Archaeological Park
Hoo-Hooganm Ki Museum

ARTS & CULTURE

Cosanti Foundation –
Paolo Soleri Windbells
Downtown Scottsdale Arts, Shopping
and Entertainment Districts
Frank Lloyd Wright's Taliesin West
Phoenix Art Museum
Scottsdale Museum of Contemporary Art
Desert Botanical Garden
Scottsdale Historical Museum
McDowell Sonoran Conservancy
Musical Instrument Museum

PLANES, TRAINS AND AUTOMOBILES

Bob Bondurant School of High
Performance Driving
Grand Canyon Railway
Sonoran Desert Jeep, ATV or Hummer Tour
F1 Race Factory
McCormick-Stillman Railroad Park

FAMILY FUN

Rawhide at Wild Horse Pass
Arizona's Salt River Tubing & Recreation
Arizona Diamondbacks
Arizona Cowboy College
The Phoenix Zoo
Fiddlesticks Family Fun Park
MacDonald's Ranch
Hot Air Balloon Tours

SHOPPING

Biltmore Fashion Park
The Borgata of Scottsdale
El Pedregal Shops
Kierland Commons
Scottsdale Fashion Square
Arizona Mills

AND OF COURSE, GOLF

– there are nearly 200 courses to choose from! If you would like to schedule a tee time at the Princess at a discounted rate, please contact us directly at 312-988-5579.

The Scottsdale Princess Concierge will be happy to assist you in arranging any of these activities and more. Visit www.scottsdaleprincess.com or call 480-585-4848 for more information.

For more detailed information on all that Scottsdale and Phoenix have to offer, visit: www.scottsdalecvb.com and www.phoenixcvb.com

CONFERENCE INFORMATION

1. HOTEL INFORMATION:

The conference will be held at Fairmont Scottsdale Princess; Phone 480-585-4848 - Guest Fax 480-585-0086. Arrangements for childcare can be made by contacting the hotel's concierge. Visit the hotel's website at www.scottsdaleprincess.com for further information. To receive free internet in your guestroom and other perks at the Fairmont Princess during your stay, sign up now for their President's Club at <http://www.fairmont.com/fpc/>.

2. HOTEL RESERVATIONS:

The Forum on the Construction Industry has negotiated a special room rate of \$259 per single/double room at the Princess. This rate is inclusive of bellman and maid gratuities. An 11.92% sales tax will also apply per night. To make your hotel reservations online, please follow the instructions on the registration form. You may call the hotel directly at 800-344-4758 and mention the ABA 2011 Forum on the Construction Industry Meeting. We have reserved a limited block of rooms through March 14, 2011. You must register for the conference prior to making your hotel reservation. After this date, the Hotel Reservation Office will assign rooms on a space available basis. All changes and cancellations to guaranteed hotel reservations must be made within 72 hours of the scheduled day of arrival to avoid a one night's cancellation charge.

3. AIR TRAVEL:

Airfare discounts to ABA meetings are available through ABA Online Travel. To access ABA Online Travel, go to www.americanbar.org, and click on the link at the bottom of the ABA Calendar Box. At ABA Online Travel you will have automatic access to meeting airfare discounts, web fares and web book only airlines. The ABA's toll-free number for Orbitz for Business (OFB) is 877-222-4185.

GROUND TRAVEL:

The Fairmont Scottsdale Princess is only a 20-25 minute drive from the Phoenix Sky Harbor International Airport. Taxis are available at a rate of \$50 each way. You may also contact Transtyle at 800-410-5479 for airport pick-up in town cars at \$60 per car. Supershuttle is also available at the rate of \$27 pp each way and can be contacted at 800-258-3826. On-site self-parking for meeting attendees at the Princess is \$10.00 per night and \$20.00 for valet. Overnight parking fees are waived for hybrid car drivers.

4. PROGRAM REGISTRATION:

To register for all programs and events described in this brochure, we encourage you to register online at www.americanbar.org/forums/construction. Confirmations will be faxed to you within 72 hours of registration receipt. In order to be included in the list of program attendees, you must register by March 16th, 2011. Guest tickets for special events are available for an additional fee. Please see the registration form for price details.

5. ON-SITE CHECK-IN:

Beginning Wednesday, April 13, 2011 at 3:00 p.m. – 6:00 p.m., attendees may check-in at the ABA registration desk to pick up name badges and course materials.

6. ONSITE REGISTRATION:

Onsite registration is available for those persons who missed the registration deadline. If you plan to register at the door, please call the Forum at 312/988-5678 on or before Friday, April 8th, to confirm that space is still available. Failure to call in advance may preclude admission to a sold out conference. On-site registrants must pay the registration fees by check, money order, Visa, MasterCard, or American Express. NO registrations will be accepted without payment.

7. TUITION INFORMATION:

Tuition includes admission to the program, welcome reception, continental breakfasts, beverage breaks, luncheon, and course materials. The Forum will be providing this year's program materials on CD-Rom only in effort to help "green" the environment.

8. CANCELLATION POLICY:

Registrants who are unable to attend the conference will receive a refund less a \$50 administrative fee if written cancellation is received by March 16, 2011. Cancellations may be faxed to 312/988-5677. No refunds will be granted after March 16, 2011. Substitutions are acceptable, or conference materials will be sent in lieu of a refund after the program. The ABA reserves the right to cancel any programs and assumes no responsibility for personal expenses.

9. CLE CREDIT:

CLE accreditation has been requested for this conference from every state with mandatory continuing legal education requirements for lawyers. Please be aware that each state has its own rules and regulations, including its definition of CLE. Check with your state agency for confirmation of this program's approval. Attorneys seeking to obtain MCLE credit in Louisiana and/or Pennsylvania will be required to pay state accreditation fees directly to these states. Certificates of attendance will be available the last day of the conference at the registration desk. You may contact your respective state(s) for confirmation of the number of CLE credit hours requested by the ABA or credit approved by any particular state.

10. MEMBERSHIP:

To encourage registrants to join the ABA Forum on the Construction Industry, the reduced member's tuition rate will be extended to registrants who join the Forum when they register for the conference. Forum membership dues are \$50 for attorneys/associates and \$5 for law students. Membership in the ABA and one Section is a prerequisite to Forum membership. Please include a separate check (payable to the American Bar Association) for membership dues.

11. ADDITIONAL COURSE MATERIALS:

Materials for all programs may be available for purchase after the conference by calling the ABA Service Center at 1-800-285-2221.

12. TAX DEDUCTION FOR EDUCATIONAL EXPENSES:

In the United States an income tax deduction may be allowed for educational expenses undertaken to maintain or improve professional skills. This includes registration fees, travel, meals and lodging expenses (see Treas. Reg. Sec. 1.162-2) *Coughlin v. Commissioner*, 203 F.2d 307 (2nd Cir. 1953.)

13. AMERICANS WITH DISABILITIES ACT:

If special arrangements are required for disabled individuals to attend this program, please contact the Forum in writing by March 16, 2011 at the American Bar Association, 321 N. Clark Street, Chicago, Illinois, 60654. Fax: 312/988-5677.

14. DRESS:

In keeping with Forum tradition, participants are encouraged to wear business casual attire during the programs and to the special events.

15. FOR THE LATEST PROGRAM INFORMATION:

Please visit the Forum on the Construction Industry website: www.americanbar.org/forums/construction. For further information on the city, travel, activities and entertainment options, visit www.scottsdalecvb.com.

16. QUESTIONS:

If you have questions or require additional conference information, please call 312/988-5579. Fax: 312/988-5677; or email: amanda.raible@americanbar.org



American Bar Association
Forum On The Construction Industry, MS 18.2
321 North Clark Street
Chicago, IL 60654
www.americanbar.org/forums/construction

PRESORTED
First Class Mail
US Postage
Paid
American Bar
Association

SAVE THE DATE
2011 FALL MEETING
October 12-14, 2011
Westin Buckhead, Atlanta, GA

