

Defense Asbestos Litigation Seminar

DALS|2019

June 26–28, 2019

New Orleans Marriott Hotel
New Orleans, Louisiana

Conference limited to
defense lawyers and clients

Hear up to date defense strategies for
discovery, pretrial and trial

Gain insight into current plaintiff strategies and
how to respond to them effectively

Hear about litigation and bankruptcy trends

Share data and information with members
of the defense bar, insurance company
representatives and clients

Learn helpful and proven techniques from
experienced lawyers



The Defense Asbestos Lawyer's Seminar (DALs) is

an opportunity for defense lawyers, clients, and affiliates to share ideas behind closed doors in an audience limited to the defense side of the litigation. You will learn first-hand from seasoned litigators and clients about litigation trends and techniques and potential solutions to today's most troubling issues. There will be multiple opportunities to network with in-house corporate and insurance representatives with the hope of strengthening current relationships and developing new ones.

What You Will Learn

- ▶ Current issues with respect to talc litigation
- ▶ State of the art strategies for use in mesothelioma cases
- ▶ Cross exam techniques and information for key plaintiff experts
- ▶ Practical advice for witness preparation
- ▶ The latest information on alternative causes of mesothelioma, including inherited gene causation

Seminar Organizers



Albert H. Parnell
Atlanta, GA



R. Thomas Radcliffe
DeHay & Elliston LLP,
Baltimore, MD



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PROGRAM SCHEDULE

WEDNESDAY, JUNE 26, 2019

Cardno ChemRisk

Complementary Asbestos Science Seminar
9:00 a.m.–12:00 p.m.

- 8:30 a.m. **Breakfast**
- 9:00 a.m. **Welcome**
- 9:05 a.m. **Fibrous Talc as a Risk Factor for Mesothelioma: New Allegations and a Weight of Evidence Review**
A. Michael Ierardi, MES,
Cardno ChemRisk, Brooklyn, NY
- 9:25 a.m. **Evaluation of the Association Between Ovarian Cancer and Intravaginal Talcum Powder Exposure (via Condoms, etc.): Relevance to Cosmetic Talc Litigation**
Alexander Riordan, MPH,
Cardno ChemRisk, Chicago, IL
- 9:45 a.m. **Asbestos Exposure and Risk of Ovarian Cancer: Review of the IARC Designation and Importance of Fiber Type**
Kevin Towle, SM, Cardno ChemRisk,
San Francisco, CA
- 10:05 a.m. **Q/A Session**
- 10:15 a.m. **The Risk of Lung Cancer Due to Occupational Exposure to Talc: A Meta-Analysis of Miners and Millers**
Stacey Benson, PhD, Cardno ChemRisk,
Pittsburgh, PA
- 10:35 a.m. **The Indoor Environment: Where the People Are, and the Exposure (Asbestos) Is**
Mark Maddaloni, DrPH, DABT,
Cardno ChemRisk, Brooklyn, NY

- 10:55 a.m. **From an Expert's Perspective: What Works at Trial and What Doesn't**
David Weill, MD, Weill Consulting Group,
New Orleans, LA
- 11:15 a.m. **Panel Discussion: Talc and Asbestos in the Courtroom— Looking into the Future**
- 11:55 a.m. **Final Q/A Session**
- 12:00 p.m. **Adjourn**
Lunch on Your Own

Afternoon Sessions Defense Asbestos Lawyers Seminar

(Entire conference open only to defense lawyers, their clients, and their invitees)

- 1:30 p.m. **Welcome, Introduction, and DALs Website Documents Update**
Albert H. Parnell, Atlanta, GA
R. Thomas Radcliffe, DeHay & Elliston LLP,
Baltimore, MD
- 1:35 p.m. **Talc Cases: The Best Approach Revisited After a Year**
David Weill, MD, Weill Consulting Group,
New Orleans, LA
- 2:10 p.m. **The Essence of Dose Reconstruction: Evidence to Develop in Your Case**
Dana Hollins, MPH, CIH,
Cardno ChemRisk, San Francisco, CA
- 2:45 p.m. **Non-Asbestos Related Mesothelioma**
John M. Fitzpatrick, Wheeler Trigg
O'Donnell LLP, Denver, CO
- 3:30 p.m. **Break**
- 3:50 p.m. **Threshold Level Testimony by Fiber Type: Plaintiff vs. Defense Evidence**
Gary D. Elliston, DeHay & Elliston LLP,
Dallas, TX
- 4:25 p.m. **The Daubert Challenge**
David J. Herrick, Niagara, WI

- 5:00 pm. **A Historical Review of Smoking and the Regulation/ Prevention of Smoking**
Bryan Hardin, Ph.D., Veritox Inc.,
Hilton Head Island, SC
- 5:35 p.m. **Inclusion of Jury Themes at Depositions**
Cindy K. Andrews, Ph.D, Firehorse Trial
Consulting LLC, Clarendon Hills, IL
- 6:10 p.m. **Adjourn**
- 6:15–7:30 p.m. **Networking Reception**

THURSDAY, JUNE 27, 2019

- 7:30 a.m. **Continental Breakfast**
SPONSORED BY **DeHay & Elliston LLP**
- 8:10 a.m. **Introduction and Welcome**
Albert H. Parnell, Atlanta, GA
R. Thomas Radcliffe, DeHay & Elliston LLP,
Baltimore, MD
- 8:15 a.m. **Ethics**
Laura Kingsley Hong, Tucker Ellis LLP,
Cleveland, OH
- 9:15 a.m. **Latest Mesothelioma and Lung Cancer Filings and Statistics**
Bradley Drew, Managing Director, PACE,
Hamilton, NJ
- 9:35 a.m. **Bankruptcy: The Status and Amounts of the Bankruptcy Trusts and How to Use Bankruptcy Documents During Depositions**
Mary Margaret Gay, Maron Marvel
Bradley Anderson & Tardy LLC,
Jackson, MS
- 10:10 a.m. **Break**

- 10:30 a.m. **Plaintiff Experts: How to Cross During Deposition and Prepare for Cross at Trial Part I**
Barbara J. Barron, MehaffyWeber, Beaumont, TX
Erik D. Nadolink, Wheeler Trigg O'Donnell LLP, Denver, CO
- 11:05 a.m. **In-House Client Roundtable**
Albert H. Parnell, Atlanta, GA
R. Thomas Radcliffe, DeHay & Elliston LLP, Baltimore, MD
- 11:40 a.m. **How to Compel Deposition Testimony to Support Defendant's Closing Argument**
Jerry W. Blackwell, Blackwell Burke PA, Minneapolis, MN
- 12:15 p.m. **Lunch on Your Own**
- 1:15 p.m. **Asbestos Trust Transparency: State Legislation and DOJ Update**
Mark Alan Behrens, Shook Hardy & Bacon, Washington, D.C.
- 1:50 p.m. **The Changing Landscape of Inherited Mutations and Mesothelioma: Pitfalls and Challenges for Plaintiffs and Defendants**
Bruce T. Bishop, Wilcox & Savage PC, Norfolk, VA
- 2:25 p.m. **Insurance Company Roundtable**
Thomas W. Tardy III, Maron Marvel Bradley Anderson & Tardy LLC, Jackson, MS

- 3:00 p.m. **Plaintiff Experts: How to Cross During Deposition and Prepare for Cross at Trial Part II**
Albert H. Parnell, Atlanta, GA
- 3:45 p.m. **Break**
- 4:05 p.m. **New Approaches to Alternative Causation**
Susan E. Van Gelder, Goldberg Segalla, Buffalo, NY
- 4:50 p.m. **The Reptile Questions: Examples and Suggested Responses**
Lawrence G. Cetrulo, Cetrulo LLP, Boston, MA
- 5:25 p.m. **Trial Lawyer Panel**
Albert H. Parnell, Atlanta, GA
- 6:15 p.m. **Adjourn**
- 6:20-7:30 p.m. **Networking Reception**
- FRIDAY, JUNE 28, 2019**
- 7:45 a.m. **Continental Breakfast**
- 8:30 a.m. **Training the Young Lawyer to Take Depositions**
Sharla J. Frost, Tucker Ellis LLP, Houston, TX
- 9:05 a.m. **Plaintiff's New Tactics When Cross-Examining a Corporate Representative at Trial—Implications for Witness Preparation**
Vincent J. Palmiotto, Clyde & Co, Washington, DC

- 9:40 a.m. **The Talc Litigation: The Year in Review**
Edward P. Abbott, Hawkins Parnell & Young LLP, New York, NY
Elizabeth Kelly, Hawkins Parnell & Young LLP, New York, NY
- 10:15 a.m. **Break**
- 10:35 a.m. **How to Defend Non-Asbestos Defendants**
Jayme C. Long, Denton US LLP, Los Angeles, CA
- 11:10 a.m. **Can't We All Get Along? Cooperation Among Defendants and Counsel in Discovery and at Trial—Asbestos, Amphiboles, Premises, Tobacco, and Talc**
Knight S. Anderson, Tucker Ellis LLP, Cleveland, OH
- 11:45 a.m. **Deposition Tactics for State of the Art and Other Millennial Trial Issues**
Cindy K. Andrews, Ph.D, Firehorse Trial Consulting LLC, Clarendon Hills, IL
- 12:20 p.m. **The Importance of Demonstratives at Depositions**
Robert F. Bettler, Jr., DecisionQuest, Louisville, KY
- 1:00 p.m. **Adjourn**

GENERAL INFORMATION

In-House and Insurance Professionals

In-house counsel and insurance claims professionals are eligible for free registration to DALs 2019. In-house counsel are defined as licensed attorneys, who are employed exclusively by a corporate or other private sector organization for the purpose of providing legal representation and counsel only to the corporation, its affiliates and subsidiaries. Insurance claims professionals are defined as being employed by a corporation or insurance company, who spends a substantial portion of his or her professional time hiring or supervising outside counsel in the representation of business, insurance companies or their insureds, associations or governmental entities in civil litigation.

CLE/Claims Adjuster Accreditation

This seminar has been approved for MCLE credit by the State Bar of California for up to **19.5** hours, includ-

ing **1** hour of ethics credit. Accreditation has been requested from every state with mandatory continuing legal education (CLE) requirements. Certificates of attendance will be provided to each attendee. Attendees are responsible for obtaining CLE credits from their respective states. **Application has been made for continuing education for claims adjusters.** Credit availability and requirements vary from state to state; please check the DRI website at dri.org for the latest information for your state.

Cancellation/Refund Policy

The registration fee is fully refundable for cancellations received on or before **May 28, 2019**. Cancellations received after **May 28, 2019** and on or before **June 4, 2019**, will receive a refund, less a \$200 processing fee. Cancellations made after **June 4, 2019**, will not receive a refund. All cancellations and

requests for refunds must be made in writing. Fax (312.795.0747) or email (dalsseminar@dri.org) to DRI's Accounting Department. Processing of refunds will occur within four weeks after the date of the seminar. All refunds will be processed in the same manner that the payment was received. Substitutions may be made at any time without charge and must be submitted in writing.

Questions

If you have any questions regarding the DALs 2019 Seminar please contact DRI, the provider of administrative services at 312.795.1101 or dalsseminar@dri.org.



Hotel Accommodations

A limited number of discounted hotel rooms have been made available at the **New Orleans Marriott, 555 Canal Street, New Orleans, LA 70130**. To take advantage of the group rate of **\$189 single/double**, call **504.581.1000** and identify that you are attending the **Defense Asbestos Litigation Seminar (DALs)** or visit dalsconferences.com to register online.

The hotel block is limited and rooms and rates are available on a first-come, first-served basis. You must make reservations by **May 28, 2019**, to be eligible for the group rate. Requests for reservations made after **May 28** are subject to room and rate availability. A small portion of your room rate offsets the costs of the seminar.

THANK YOU TO OUR SPONSOR





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New Orleans Marriott | New Orleans, LA

[Register online](#)

FORMAL NAME _____ TITLE _____

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Please list any special needs _____

How many attorneys are in your firm? _____

What is your primary area of practice? _____

Registration Fee

Registration fee includes seminar attendance and networking events. For inclusion on the preregistration list, you must **register by June 10, 2019**.

	On or before May 28, 2019	After May 28, 2019
<input type="checkbox"/> Attorney (10+ years)*	\$975	\$1,175
<input type="checkbox"/> Attorney (1–10 years)*	\$595	\$795
<input type="checkbox"/> Paralegals/Staff*	\$495	\$495

**A multi-firm discount is available to law firms who send four or more lawyers and/or paralegals to the seminar. The first three lawyers and/or paralegals from the same firm must register and pay the appropriate registration fee for the seminar. Each additional lawyer and/or paralegal that registers from that firm after the first three, will then qualify for a \$125 discount off their appropriate registration fee category. Contact DRI to register attorney/paralegal multi-firm discounts at 312.795.1101.*

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In-house counsel and Insurance claims professionals must contact DRI for registration processing at 312.795.1101. Refer to general information section on page 6 for definition of in-house and insurance professionals' qualifications.