



**2011 Annual Conference**  
***RULE THE ROAD: REPRESENTING EMPLOYEES FROM INTAKE TO TRIAL***

**Friday, April 1, 2011 ~ 8:00 am – 6:00 pm**  
**Renaissance Washington DC Hotel**  
999 9th Street, NW, Washington, DC 20001

**Agenda**

- 8:00-8:30 am Registration and Continental Breakfast
- 8:30-8:45 am **Welcome and Opening Remarks**  
R. Scott Oswald, MWELA President
- 8:45-9:45 am **Sharpen Your First Impression – Issue Spotting at the Client Intake**  
*Panelists:* Patricia A. Barasch, Principal, Schall & Barasch, and NELA President, Moorestown, NJ  
Laura Brown, Director of Legal Services, DC Employment Justice Center  
*Moderator:* Daniel A. Katz, Principal, Andalman & Flynn, P.C.
- Potential clients often seek advice and counsel for a specific issue, and during such meetings, other potential claims or issues arise. This session will focus on “spotting issues” when first discussing a client’s concerns.
- 9:45-10:45 am **Fighting Intrusive Discovery Requests**  
*Panelists:* Gary E. Phelan, Special Counsel, Cohen & Wolf, Bridgeport, CT  
Heather White, Attorney, Kalijarvi, Chuzi & Newman, P.C.  
*Moderator:* Jerry R. Goldstein, Attorney, Bulman, Dunie, Burke & Feld, Chtd.
- Learn ways to fight intrusive employer requests for things such as for DMEs and social networking information, and subpoenas to current and former employers; and how do handle the implications of the Genetic Information Nondiscrimination Act.
- 10:45 - 11:00 am Break
- 11:00 am-12:00 pm **E-Discovery on a Budget**  
*Speaker:* Craig Ball, Special Master-ESI, Craig D. Ball, P.C., Austin Texas  
*Moderator:* Robert B. Fitzpatrick, Robert B. Fitzpatrick, PLLC
- Craig will discuss the skills and tools needed by trial lawyers without deep knowledge of information systems needed to preserve, discover and marshal digital evidence. You’ll learn it’s never easy; but, it’s not as hard or costly as you think, and the rewards are rich.
- 12:00-1:30 pm Luncheon  
**Guest Speaker: M. Patricia Smith, United States Solicitor of Labor**  
Presentation of 2011 MWELA Lawyer of the Year Award  
Emcee: R. Scott Oswald, MWELA President



1:45-2:45 pm

**Rules of the Road: A Time-Tested Method of Proving Liability**

*Panelists:* Patrick Malone, Patrick Malone & Associates P.C.  
Dennis Egan, The Popham Law Firm, Kansas City, MO  
*Moderator:* Jonathan C. Puth, Webster Fredrickson Correia & Puth, PLLC

Patrick Malone, co-author of *Rules of the Road, a Plaintiff Lawyer's Guide to Proving Liability*, has developed an extraordinarily practical and effective method of proving cases. He will be joined by Dennis Egan, one of NELA's most successful trial advocates. Dennis will demonstrate how he effectively uses the Rules of the Road approach to win cases for employees.

2:45-3:45 pm

**Bringing Sex Harassment Cases to Trial**

*Panelists:* Debra Katz, Katz, Marshall & Banks, LLP  
Bruce A. Fredrickson, Webster Fredrickson Correia & Puth, PLLC  
*Moderator:* Tammany Kramer

Two of MWELA's most effective trial practitioners will explore the practical and tactical considerations for asserting claims of sexual harassment, including investigating cases, developing cases and themes, preparing effective demand letters and exploring other avenues for pre-litigation settlement, filing suit, conducting discovery, and successfully trying sex harassment cases in court.

3:45 - 4:00 pm

Break

4:00 - 5:00 pm

**Maximizing Non-Economic Damages**

*Panelists:* Robert L. Bell, Attorney, The Bell Law Firm  
Josh Bowers, Attorney, Law Office of Josh F. Bowers, P.C.  
*Moderator:* Jonathan Gould, Attorney, Law Office of Jonathan L. Gould

Our clients often suffer their most serious damages through emotional harm. Yet, that harm is often the most difficult to quantify and prove. Learn techniques that work in court and at the EEOC to prove the unprovable.

5:00-6:00 pm

**Cocktail Reception**