

WEDNESDAY, MARCH 28, 2012

- 6:00 P.M. –
9:00 P.M. Early Check-in & Late Registration
- 6:00 P.M. Welcome Reception

THURSDAY, MARCH 29, 2012

- 7:45 A.M. Continental Breakfast

MORNING SESSION

Charles A. Tarpley, Presiding

- 8:30 A.M. Welcoming Remarks
- 8:45 A.M. **Will S. Skinner**
DeForest Koscelnik Yokitis Skinner & Berardinelli – *Recent Developments in Aviation Law*
- 9:45 A.M. **Douglas H. Amster**
LeClairRyan – *The Legal Effect of Undisclosed Medical Conditions on Aircraft Operator Liabilities*
- 10:15 A.M. Coffee Break

Debra D. Fowler, Presiding

- 10:35 A.M. **P. Nikolai Ehlers**
Ehlers, Ehlers & Partner – *Current Developments in EU Aviation Litigation*

Charles A. Tarpley, Presiding

- 11:20 A.M. Luncheon
- Presentation of the 16th Annual John J. Tigert VI Memorial Scholarship
- 12:20 P.M. **Captain Jeffrey Skiles**
First Officer on US Airways Flight 1549 – “The Miracle on the Hudson” – *The Miracle on the Hudson: The Revolution in Cockpit Human Factors Engineering Behind the Most Celebrated Aviation Success Story of Our Time*

AFTERNOON SESSION

Ladd Sanger, Presiding

- 1:00 P.M. **John G. Sams**
Bell Helicopter Textron, Inc. – *Issues in International Aviation Contracting*
- 1:30 P.M. **Mark D. Pierce**
Slack & Davis, L.L.P. – *Government Documents and Witnesses: Using FOIA & Touhy to Get What You Need in Aviation Litigation*
- 2:00 P.M. **Mark A. Tomicich**
Federal Aviation Administration – *Responding to FOIA and Touhy Requests*
- 2:30 P.M. **Robert F. Spohrer**
Spohrer & Dodd – *Legal Implications for Outsourcing Military Aviation*
- 3:00 P.M. Coffee Break

Don G. Rushing, Presiding

- 3:20 P.M. **Philip A. Rush**
Martin, Bischoff, Templeton, Langslet & Hoffman LLP – *Experts & Ethics*
- 3:50 P.M. **Lea P. Valdivia**
Podhurst Orsek, P.A. – *The Impact of Amended Rule 26 on Expert Discovery*
- 4:20 P.M. **John E. Scarbrough, Ph.D.**
Litigation Analytics, Inc. – *Cost Effective Use of Experts*

4:50 P.M. **Douglas A. Latto**
Baumeister & Samuels, P.C. – *The Use of Expert Witnesses in Aviation Disaster Litigation*

5:20 P.M. **Charles A. Tarpley**
Closing Remarks
Raffle Sponsored by Southwest Airlines

Presentation of the 9th Annual International Aviation Womens Association Scholarship

5:35 P.M. Reception

FRIDAY, MARCH 30, 2012

7:45 A.M. Continental Breakfast

MORNING SESSION

H. Norman Kinzy, Presiding

8:30 A.M. *Insurance Panel – Current Aviation Insurance Claims Issues*
Panelists: **Tracy R. Barrus**, QBE the Americas
 John P. Bruen, Chartis Aerospace
 Clark E. Howard, United States Aviation Underwriters
 Naji Malek, Berkley Aviation, LLC

9:30 A.M. **Ross Williams**
Clyde & Co. LLP – *Reinsurance Primer*

10:00 A.M. Coffee Break

Thea M. Capone, Presiding

10:20 A.M. **Mark Kleinlein**
Aon Risk Solutions – *Aviation Losses and Insurance Market Overview*

10:50 A.M. **Justin T. Green**
Kreindler & Kreindler LLP – *The Ethics of Solicitation for Clients Aviation Crash Cases*

11:20 A.M. **Raven M. Atchison**
Anderson, Riddle & Kuehler, L.L.P. – *Recent Developments in Personal Jurisdiction*

Charles A. Tarpley, Presiding

11:50 A.M. Luncheon

Presentation of the 13th Annual Wayne Vines Memorial Scholarship for Aviation Safety

12:50 P.M. **The Honorable Michael B. Mukasey**
Former Chief Judge for the U.S. District Court for the Southern District of New York and former U.S. Attorney General – *TBA*

AFTERNOON SESSION

Ladd Sanger, Presiding

1:30 P.M. **Frederick C. Moss**
Professor Emeritus, SMU Dedman School of Law – *The Ethics of Witness Preparation: A Peek Inside the Woodshed*

2:30 P.M. **The Honorable W. Royal Furgeson, Jr.**
U.S. District Court for the Northern District of Texas – *The Vanishing American Jury Trial*

3:00 P.M. **Charles A. Tarpley**
Closing Remarks
Raffle Sponsored by Aviation Law Week

3:15 P.M. Closing Reception

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Lawyer-Pilots Bar Association – *Edgewater, Maryland*

Wayne Vines Memorial Scholarship for Aviation Safety

ADDITIONAL CONTRIBUTORS

Aviation Law Week – *Nashville, Tennessee*

Charles A. Tarpley – *Dallas, Texas*

Wolters Kluwer Law & Business – *Riverwoods, Illinois*

EXHIBITORS

Biodynamic Research Corporation – *San Antonio, Texas*

Climatological Consulting Corporation – *Palm Beach Gardens, Florida*

Engineering Systems Inc. – *Aurora, Illinois*

Office of Career Services, SMU Dedman School of Law – *Dallas, Texas*

2012 SPEAKERS

DOUGLAS H. AMSTER

LECLAIRRYAN – *NEWARK, NEW JERSEY*

RAVEN M. ATCHISON

ANDERSON, RIDDLE & KUEHLER, L.L.P. – *FORT WORTH, TEXAS*

TRACY R. BARRUS

QBE THE AMERICAS – *STAR, IDAHO*

JOHN P. BRUEN

Chartis Aerospace – *Alpharetta, Georgia*

P. NIKOLAI EHLERS

Ehlers, Ehlers & Partner – *Munich, Germany*

THE HONORABLE W. ROYAL FURGESON, JR.

U.S. District Court for the Northern District of Texas – *Dallas, Texas*

JUSTIN T. GREEN

Kreindler & Kreindler LLP – *New York, New York*

CLARK E. HOWARD

United States Aviation Underwriters – *New York, New York*

MARK KLEINLEIN

Aon Risk Solutions – *Dallas, Texas*

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Baumeister & Samuels, P.C. – *New York, New York*

NAJI MALEK

Berkley Aviation, LLC – *Atlanta, Georgia*

FREDERICK C. MOSS

SMU Dedman School of Law – *Dallas, Texas*

THE HONORABLE MICHAEL B. MUKASEY

Former Chief Judge, U.S. District Court for the Southern District of New York and former U.S. Attorney General – *New York, New York*

MARK D. PIERCE

Slack & Davis, L.L.P. – *Austin, Texas*

PHILIP A. RUSH

Martin, Bischoff, Templeton, Langslet & Hoffman LLP – *Portland, Oregon*

JOHN G. SAMS

Bell Helicopter Textron, Inc. – *Hurst, Texas*

JOHN E. SCARBROUGH, PH.D.

Litigation Analytics, Inc. – *Ridgefield, Connecticut*

CAPTAIN JEFFREY SKILES

First Officer on US Airways Flight 1549 – *Oregon, Wisconsin*

WILL S. SKINNER

DeForest Koscelnik Yokitis Skinner & Berardinelli – *Woodland Hills, California*

ROBERT F. SPOHRER

Spohrer & Dodd – *Jacksonville, Florida*

MARK A. TOMICICH

Federal Aviation Administration – *Washington, DC*

LEA P. VALDIVIA

Podhurst Orseck, P.A. – *Miami, Florida*

ROSS WILLIAMS

Clyde & Co. LLP – *London, United Kingdom*

SYMPOSIUM REGISTRATION FORM

Please complete and return this form to:

SMU AIR LAW SYMPOSIUM
P.O. Box 750116, Dallas, Texas 75275-0116
(214) 768-2570 Fax (214) 768-3946
Or register online at www.smuairlawsymposium.com

Please register the following person(s) for the 46th Annual SMU Air Law Symposium, March 29-30, 2012. The following information will be published in the Attendees List at the Symposium. Please fill in all of the information requested below.

Name(s) _____
Firm _____
Office Address _____
City/State/Zip _____
Office Phone _____ Fax _____
E-Mail _____

REGISTRATION RATES PER PERSON (Includes sessions, materials, meals, and receptions).

Check appropriate box:

- \$395** Early Registration if received by February 29, 2012.
- \$445** Regular Registration.
- \$225** First-Time Attendee Rate (please call Symposium office to register – (214) 768-2570).
- Additional copy of course materials (includes hard copy and computer disk) at \$100 each, shipping and handling included.
- Guest(s). Registrants may bring guests to meals and receptions, but not academic sessions. Guests will not receive CLE credit or course materials (unless paid for separately above) and cannot participate in the raffles. Please indicate the number of guest purchases below:
__breakfasts (\$25, up to 2/guest) __luncheons (\$40, up to 2/guest) __receptions (\$35, up to 3/guest)

See General Information, "Registration Fees," for Government and Student Rate information.

Materials: We are offering attendees a choice on how you wish to receive your symposium materials. Please choose one of the following: Book/CD CD only

PAYMENT MUST ACCOMPANY REGISTRATION. Make check payable to *SMU Air Law Symposium* or provide credit card information below.

Billing Information

Credit Card Type (**MASTERCARD OR VISA ONLY**) Mastercard Visa
Credit Card Number _____ Expiration _____
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OMNI MANDALAY HOTEL AT LAS COLINAS ROOM REQUEST INFORMATION

46th ANNUAL SMU AIR LAW SYMPOSIUM, MARCH 29-30, 2012.

Omni Mandalay Hotel at Las Colinas, 221 East Las Colinas Blvd., Irving, Texas 75039
Call 1(888) 444-OMNI (6664) or (972) 556-0800 for room reservations.

You may also go online at the SMU Air Law Symposium webpage reservation link,
<http://www.omnihotels.com/FindAHotel/DallasMandalay/MeetingFacilities/SMUAirLawSymposium3.aspx>.

Single (one person).....\$145
Double (two persons).....\$145
Suites from.....\$185

THESE RATES ARE GUARANTEED ONLY UNTIL MARCH 6, 2012.

GUARANTEED RESERVATION 72 HOURS PRIOR TO SCHEDULED ARRIVAL. Rates subject to applicable taxes, currently 15%. Special Rates are also available for triple or quad occupancy. For further information, please inquire with the hotel.

Please note: The special room rates are limited and are not available if you book your reservation through a travel agent. Reservations received after **March 6, 2012**, will be booked on a space available basis. Check in time is 3:00 p.m. Check out time is 12:00 p.m. YOU MUST GUARANTEE YOUR ROOM WITH A CREDIT CARD OR BY CHECK OR MONEY ORDER PAYABLE TO THE OMNI MANDALAY HOTEL AT LAS COLINAS IN THE AMOUNT OF THE FIRST NIGHT'S ROOM RENTAL. ROOM CHARGES FOR ONE NIGHT WILL BE BILLED FOR FAILURE TO CANCEL GUARANTEED RESERVATION 72 HOURS PRIOR TO SCHEDULED ARRIVAL.

GENERAL INFORMATION

SYMPOSIUM INFORMATION: Contact the **SMU Air Law Symposium**, Southern Methodist University Dedman School of Law, P.O. Box 750116, Dallas, Texas 75275-0116; call (214) 768-2570 or e-mail at browning@smu.edu.
Website: <http://www.smuairlawsymposium.com>

LOCATION: The 46th Annual SMU Air Law Symposium will be held at the Omni Mandalay Hotel at Las Colinas, 221 East Las Colinas Blvd., Irving, Texas 75039. Reservations may be made online or over the phone. For phone reservations, please call the hotel directly at 1-888-444-OMNI (6664). Be sure to identify yourself as a registrant for the SMU Air Law Symposium. Online reservations may be made at our group webpage reservation link, <http://www.omnihotels.com/FindAHotel/DallasMandalay/MeetingFacilities/SMUAirLawSymposium3.aspx>. Reservations should be made prior to **March 6, 2012**. NO TRAVEL AGENTS PLEASE.

AIRLINE TRANSPORTATION: American Airlines is the official carrier for the 2012 SMU Air Law Symposium. American Airlines offers a discount rate on U.S. and Canadian travel fares for Symposium attendees. To obtain the discount, reservations may be made online at www.aa.com using our Group Meeting Number/Promotion Code: **A5132BW**. Reservations may also be made by calling American Airlines' toll free number: 1-800-433-1790. An additional \$20 administration fee will apply to all reservations made by phone; please identify yourself as a registrant of the SMU Air Law Symposium, and request the best available fare.

Avis Rent-A-Car has joined with American Airlines to provide for the car rental needs of Symposium attendees. The Avis Worldwide Discount Number assigned to the SMU Air Law Symposium is **D105540**. To receive discounted car rental rates, you may reach Avis directly at 1-800-331-1600.

REGISTRATION FEES: Early Registration is **\$395** per person. To secure this discount rate, payment of \$395 must be **received in full by February 29, 2012**. After February 29, 2012, the registration fee is **\$445** per person and is payable at or before the Symposium. **As a special incentive to first-time attendees, a special rate of \$225 is offered. To take advantage of this rate, please call (214) 768-2570. You must contact our office to register as a first-time attendee.**

The Government registration fee is **\$300** per person, payable at or before the Symposium. The Student registration rate is **\$125** per person, payable at or before the Symposium. The Government and Student rates are restricted to full-time employees of state or federal government agencies and full-time students. Requests for these special rates must be made on government or school letterhead. Please contact our office at (214) 768-2570 to register. Online registration is not available.

The registration fee includes the cost of all sessions of the Symposium, one set of Symposium materials, both luncheons, both continental breakfasts, all coffee breaks, all cocktail receptions, and a one-year subscription to the *Journal of Air Law and Commerce* (Student rate does not include Journal subscription).

REFUND/CANCELLATION POLICY: Registrants who cancel their registration and do not attend the Symposium will receive the Symposium materials via U.S. Mail following the Symposium. These registrants will also receive a letter entitling them to a credit to be used when registering for a future Symposium. The credit will be in the amount of the registration fee paid, less \$150 for the cost of materials and administrative expenses. Registrants must present the letter prior to a future registration in order to redeem the credit. The Symposium assumes no responsibility for maintaining records of cancellations or credited sums.

CLE ACCREDITATION: The 46th Annual SMU Air Law Symposium provides registrants with continuing legal education credits suitable to meet various states' mandatory continuing legal education requirements. Registrants wishing certification of their attendance to be sent to the appropriate boards **MUST SIGN IN** at the CLE Information Desk at registration for **all sessions** attended and provide all information needed for certification. Depending on each state bar, generally 8 to 10 hours of CLE credit are awarded for attending the Symposium. For CLE information, please call Andrew Opstako or Nichole Plagens at (214) 768-3465.

COURSE MATERIALS: Each registrant receives all course materials (hard copy and computer disk) as a part of the registration fee. You may also opt to receive the CD only (see "Registration Form"). Symposium attendees may purchase additional copies of course materials at the Symposium for \$100. Those unable to attend the Symposium may order the course materials separately for \$100, which includes shipping and handling.

Journal of Air Law and Commerce
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**FORTY-SIXTH ANNUAL
SMU AIR LAW SYMPOSIUM**

MARCH 29-30, 2012 — DALLAS, TEXAS

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