

REGISTRATION FORM. FOR ASSISTANCE, CALL 800-727-5257.

Yes! Please register me for the **8th Annual Law Conference for Tennessee Practitioners**. Take advantage of this entire program and get ALL your CLE (15 hours) for 2014! Or choose what best fits your schedule with this flexible, information-packed program.

- ☐ **Full program \$497** (Both days for total of 15 hours CLE credit, including 3 hours of DUAL CLE credit) (\$427 for additional attendees from the same firm)
- ☐ **Partial program \$447** (Both days for total of 12 hours GENERAL CLE credit, no DUAL CLE credit)
- ☐ **Day one \$297 - Thursday only** (7.5 hours of CLE credit)
- ☐ **Day two \$297 - Friday only** (7.5 hours of CLE credit/including 3 hours of DUAL credit)
- ☐ **Ethics/professionalism session (Friday morning) \$147** (3 hours of DUAL CLE credit)
- ☐ **Materials only \$247** (includes summaries of recent cases and new laws)

Register by October 3 and save \$50

☐ Make check payable to BLR ☐ Bill us ☐ VISA ☐ MASTERCARD ☐ AMEX

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WE MAKE REGISTERING EASY!

Offer Code: PDF

ON THE WEB: MLeeSmith.com/ law-conference	BY PHONE: 800-727-5257	BY E-MAIL: service@blr.com	BY MAIL: Detach form and mail	BY FAX: 800-785-9212
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10 REASONS TO ATTEND THIS CONFERENCE

- Quality presenters.** You will hear from prominent Tennessee attorneys who are all recognized as leaders in their field.
- Judicial perspective.** You'll hear from Court of Appeals Judge John McClarty, Senior Judge Don Ash, and Davidson County chancellors Ellen Hobbs Lyle and Carol McCoy.
- Practical information.** You'll get information you can put to use immediately in your day-to-day practice, such as how to comply with HIPAA, how to improve your skills when drafting and arguing pretrial motions, tips every litigator needs to know about business entity laws, and will drafting in 2014 and beyond.
- Timely information.** You'll get the latest developments in workers' comp, family law, and medical malpractice.
- Dynamic interaction.** You'll be encouraged to ask questions and present your own situations for discussion.
- Use of technology.** You'll learn about "cloud computing" and hear how to avoid ethical pitfalls in e-discovery.
- Ethics.** Our ethics program features Senior Judge Don Ash, Chief Disciplinary Counsel Sandy Garrett, and Bass Berry attorney Lucas Smith – so you'll get ethics information from the perspective of a judge, an attorney, and the Board of Professional Responsibility.
- Useful materials.** You'll receive a notebook of materials.
- Convenient location.** The Franklin Marriott in Cool Springs is located just off I-65 and provides you with plentiful, free parking and free Wi-Fi and is close to lots of shopping and restaurants.
- CLE.** You can earn all of your annual CLE credit – 12 hours of GENERAL and 3 hours of DUAL credit.

Visit MLeeSmith.com/law-conference for your Faculty Bios

M. Lee Smith
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Suite 300,
Brentwood, TN 37027

100% GUARANTEE

If you are not completely satisfied after attending an M. Lee Smith event, let us know, and we will refund 100% of your registration fee—no questions asked.

CLE INFORMATION

This program has been approved by the Tennessee Commission on Continuing Legal Education for a maximum of 15 hours of credit (12 hours of GENERAL and 3 hours of DUAL).

Cancellation Policy

- A \$50 processing fee applies to ALL conference cancellations.
- Registrants are responsible for the entire program fee for a cancellation made after 5:00 p.m. three weeks prior to the event (whether or not you attend the program or fail to cancel).
- An alternate may attend in place of the original registrant.

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Tennessee Attorneys Memo

presents

8th Annual Law Conference for Tennessee Practitioners

Featuring an all-star cast of prominent Tennessee judges and attorneys and 15 hours of CLE credit, including 3 hours of ethics/professionalism.
Fulfill your annual CLE requirement at one event.

Register by October 3 to save \$50.
Call 800-727-5257 to register.

HIGHLIGHTS

- Changes to workers' compensation law applicable to injuries on or after July 1, 2014
- HIPAA compliance and attorneys
- Recent developments in medical malpractice
- Technology and the "cloud"
- Business entity laws
- Family law highlights
- Will drafting
- Federal Telephone Consumer Protection Act
- VA benefit
- Pretrial motion practice
- Tennessee Administrative Procedures Act
- The appellate process
- Update from the Board of Professional Responsibility
- Avoiding e-discovery pitfalls
- Professionalism in the practice of law

BONUS: Summaries of recent cases and new laws

Call 800-727-5257 to register risk-free
or visit MLeeSmith.com/law-conference



WHEN **November 13 & 14, 2014**

WHERE **Franklin Marriott/Cool Springs**

Attend this two-day satisfaction-guaranteed event and enhance your professional skill set while earning all of your CLE credit for the year.

YOUR FACULTY

Judge John McClarty Court of Appeals, Eastern Section
Judge Don R. Ash Senior Judge, Tennessee Senior Judge Program
Chancellor Ellen Hobbs Lyle Chancery Court, Davidson County
Chancellor Carol McCoy Chancery Court, Davidson County
Fred Baker Wimberly Lawson Wright Daves & Jones PLLC
Harlan Dodson Dodson Parker Behm and Capparella PC
Sandy Garrett Chief Disciplinary Counsel, Board of Professional Responsibility
Randy L. Kinnard Kinnard, Clayton & Beveridge
Kevin Levine DeSalvo & Levine PLLC
Helen S. Rogers Rogers, Kamm & Shea
Lucas R. Smith Bass, Berry & Sims PLC
Richard Spore Bass, Berry & Sims PLC
Elizabeth Warren Bass, Berry & Sims PLC
John Watts Watts & Herring, LLC

**EARN
CLE
CREDIT
HOURS**

Earn 15 hours of CLE
(12 hours of general and 3 hour of dual credit)

WHERE

Marriott Franklin/Cool Springs
700 Cool Springs Blvd. Franklin, TN 37067
(615) 261-6100

FREE PARKING  FREE WI-FI 

Book your hotel reservation online.
Or call (615) 261-6100 and reference the **TN Law Conference** to receive discount pricing.

Reduced room rate: \$159.00
Cut-off date: October 23, 2014

For complete directions, visit MLeeSmith.com/law-conference

WHEN

Thursday and Friday, November 13 & 14

8:00 A.M. TO 5:15 P.M.
Registration begins at 7:30 a.m. The conference begins at 8 a.m. and concludes at 5:15 p.m. (There will be morning and afternoon breaks each day, and attendees will have 1 hour and 15 minutes for lunch on their own)

CLE: 15 hours of CLE
(12 hours of general and 3 hours of dual)

- \$497** (full program)
- \$427** (full program for additional attendees)
- \$447** (full program less ethics)
- \$297** (Day 1 only)
- \$297** (Day 2 only)
- \$147** (ethics only)
- \$247** (materials)

Register by October 3 and save \$50

TOPICS

- Workers' compensation.** Get an overview of the changes to the workers' compensation law for injuries occurring on or after July 1, 2014, as well as how claims will be decided by the claims courts.
- HIPAA compliance.** Learn about compliance issues for attorneys subject to HIPAA.
- Medical malpractice.** Learn about the latest developments in medical malpractice, including how the appellate courts have ruled on compliance with the pre-suit notice and certificate of good faith requirements.
- Cloud computing.** Learn how to embrace your inner digital lawyer and get up to date on issues such as mobile computing, file management, and the risks of "going mobile."
- Business entity laws.** Learn what every litigator needs to know about business entity laws in Tennessee.
- Family law.** Get up to date on highlights in the family law area.
- Administrative law.** Get an overview of the administrative process in Tennessee from an experienced chancellor.
- Appellate process.** Learn the ins and outs of standards of review and the scope of appellate practice from an appellate court judge.
- Pretrial motion practice.** Get practice pointers from an experienced chancellor on oral and written skills to use in filing and presenting various pretrial motions.
- Board of Professional Responsibility.** Get an insider's perspective from the Chief Disciplinary Counsel on the Board's recent developments, including amendments to Supreme Court rules and trust account issues.
- E-discovery.** Learn how to avoid e-discovery ethical pitfalls and how to handle social media, e-mail, video, and other electronically stored information.
- Professionalism in the practice of law.** Gain insight from a former trial judge and now senior judge on displaying professionalism in the practice of law.

Law Conference for Tennessee Practitioners PROGRAM AGENDA

November 13 (Day 1)

Will Drafting: Planning Opportunities & Challenges in 2014 and Beyond

8:00 A.M. TO 9:00 A.M.
Harlan Dodson
Dodson, Parker, Behm & Capparella, PC

Mr. Dodson will offer tips and strategies for drafting wills in 2014 and beyond.

- Special provisions for wills and trusts
- Planning for flexibility
- Portability of the federal exemptions
- Key federal tax provisions
- Checklist for provisions in a will today

HIPAA and Attorneys: What Lawyers Must Do to Comply

9:00 A.M. TO 10:00 A.M.
Elizabeth Warren
Bass, Berry & Sims PLC

- Overview of HIPAA and HITECH Act
- Compliance issues for attorneys subject to HIPAA
- Consequences of non-compliance
- Practical tips

10:00 A.M. TO 10:15 A.M.
(MORNING BREAK)

Cloud Computing: Get Your Head in the Cloud

10:15 A.M. TO 11:15 A.M.
Kevin Levine
DeSalvo & Levine, PLLC

Technology and "the cloud" pervade the practice of law today, whether you like (and embrace) it or not. Use email

in your practice? Then you're already in the cloud. And email is just the tip of the cloud. Learn about the most common cloud technologies serving lawyers – and why it's imperative that lawyers understand these technologies, how they work, and how they can best serve your practice and your clients. Learn how to embrace your inner digital lawyer and get up-to-date on issues such as mobile computing, file management, and the risks of "going mobile." Mr. Levine will discuss:

- How to develop a mobile law practice
- Creating an effective mobile workflow
- Risks associated with going mobile
- Hardware and applications to promote efficiency and protect data

The Appellate Process

11:15 A.M. TO 12:15 P.M.
Judge John McClarty
Court of Appeals, Eastern Section

Judge McClarty will explain the standards of review and discuss the scope of appellate practice.

12:15 P.M. TO 1:30 P.M.
(LUNCH ON YOUR OWN)

Family Law Highlights

1:30 P.M. TO 2:45 P.M.
Helen Rogers
Rogers, Rogers, Kamm & Shea

Ms. Rogers gets you up to date on highlights in the family law area.

2:45 P.M. TO 3:00 P.M.
(AFTERNOON BREAK)

Tennessee Workers' Comp Reform Update

3:00 P.M. TO 4:15 P.M.
Fred Baker
Wimberly Lawson Wright Daves & Jones PLLC

- Definition of injury
- Impairment rating and permanent partial disability
- Administrative system and personnel
- Physician panels
- Medical advisory committee

Administrative Hearings and Beyond

4:15 P.M. TO 5:15 P.M.
Chancellor Carol McCoy
Davidson County Chancery Court

- Judicial review under UAPA
- Payment of expenses and attorney fees
- Most persuasive arguments

November 14 (Day 2)

ETHICS PORTION OF THE PROGRAM

E-Discovery: Ethical Pitfalls to Avoid

8:00 A.M. TO 9:00 A.M.
Lucas R. Smith
Bass, Berry & Sims PLC

- Avoiding e-discovery pitfalls
- Handling social media, e-mail, video, and other electronically stored information
- Websites

Current Developments from the Board of Professional Responsibility

9:00 A.M. TO 10:00 A.M.
Sandy Garrett
Chief Disciplinary Counsel Board of Professional Responsibility

- Amendments to Supreme Court rules
- Formal Ethics Opinion 2014-F-158 – Can a lawyer who represented a testator refuse to honor a court order or subpoena to disclose, prior to the client's death, a will or other testamentary document executed when the testator was competent on the basis that the document is protected against disclosure by the attorney-client privilege or confidentiality?
- Recent Supreme Court disciplinary decisions and other discipline concerning, in part, trust account issues and how to avoid them

10:00 A.M. TO 10:15 A.M.
(MORNING BREAK)

Professionalism in the Practice of Law

10:15 A.M. TO 11:15 A.M.
Judge Don Ash
Senior Judge, Tennessee Senior Judge Program

Judge Ash shares insights about the responsibility of attorneys to display professionalism in the practice of law – both in and outside the courtroom.

Business Entity Laws in Tennessee: What Every Litigator Must Know

11:15 A.M. TO 12:15 P.M.
Richard Spore
Bass, Berry & Sims PLC

- Different types of organization documents required for different kinds of business entities
- Which agreements among business owners must be in writing
- Which provisions of the business entity acts cannot be waived by agreement
- What happens when a business entity party to litigation has been dissolved
- Personal liability of business owners
- Common law veil-piercing
- Fiduciary duties of owners and managers under business entity acts

12:15 P.M. TO 1:30 P.M.
(LUNCH ON YOUR OWN)

Recent Developments in Medical Malpractice

1:30 P.M. TO 2:30 P.M.
Randy L. Kinnard
Kinnard, Clayton & Beveridge

Mr. Kinnard will review recent developments in medical malpractice, including recent appellate court decisions on compliance with pre-suit notice and certificate of good faith requirements.

Telephone Consumer Protection Act: New Rules on Computer Calls

2:30 P.M. TO 3:15 P.M.
John Watts
Watts & Herring, LLC

- What does the Telephone Consumer Protection Act (TCPA) prohibit?
- TCPA requirements for calls to a cell phone
- What are the possible damages?
- What if the call comes from an Automatic Telephone Dialing System (ATDS)?
- Prior express consent of the called party
- Revocation of permission or consent
- 2012 amendments

VA Pension: How to Use a Little-Known Benefit to Aid Your Clients

3:15 P.M. TO 4:00 P.M.
John Watts
Watts & Herring, LLC

- What is the benefit?
- The three key requirements
- Change in the law
- How the VA pension differs from state Medicaid
- Add this to your practice

4:00 P.M. TO 4:15 P.M.
(AFTERNOON BREAK)

Pretrial Motion Practice

4:15 P.M. TO 5:15 P.M.
Chancellor Ellen Hobbs Lyle
Davidson County Chancery Court

- Motions to dismiss
- Motions for summary judgment
- Motions to amend
- Practice pointers on oral and written skills needed to file and present various pretrial motions