AGENDA

**UNIFORMITY COMMITTEE MEETING**

APRIL 29, 2015 2:00 - 3:00 P.M.

Marshall Dennehey, 88 Pine Street, 21st floor

The Uniformity Committee will meet once again on April 29, between 2:00 and 3:00 p.m. (Hopefully it will not rain this year). Thanks once again to Dan McDermott for agreeing to host. If you are planning on attending, could you please send an e-mail to Dan at [DGMcdermott@MDWCG.com](mailto:DGMcdermott@MDWCG.com) , with a cc to me at [odonovan@pbh.com](mailto:odonovan@pbh.com) as that will facilitate your entry into the building.

The following is the agenda for the meeting:

* Professor Michael Sturleywill provide an update on the developing case law concerning Removal;
* Eric Daniel will discuss statutory caps on non-economic damages in a longshoreman's Sec. 905(b) negligence action against vessel interests;
* Eric Daniel will also address enforceability of maintenance rates in collective bargaining agreements;
* I will lead a discussion of recent cases addressing uniformity issues, including *AIG Centennial Ins. Co. v. O’Neill,* 2015 WL 1607788 (11th Cir.,Apr. 10, 2015) (discussing doctrine of *uberrimae fidei*); *Hicks v. TUG PATRIOT*, 2015 WL 1740383 (2d Cir., April 17, 2015) (scope of punitive damages available for failure to pay maintenance and cure); Update on punitive damages in personal injury actions and the *McBride v. Estis Well Service, L.L.C.*, 768 F.3d 382 (5th Cir. 2014) I look forward to seeing you all on April 30.
* I am also hoping to prevail on USCG to provide us with an update on any regulatory developments that might impact on uniformity issues.
* If anyone else has recent decisions they would like to discuss please feel free to do so.

I look forward to seeing you all in New York.