



**Federal Bar  
Association**  
Admiralty Law Section



**ABA**  
Defending Liberty  
Pursuing Justice

## Maritime Law by the Bay

*Presented by the Federal Bar Association Admiralty Law Section and the  
American Bar Association TIPS Admiralty and Maritime Law Committee*

**Friday, August 5, 2016**

**9:00 a.m. – 5:00 p.m. with Networking Happy Hour to Follow**  
**United States Court of Appeals for the Ninth Circuit**  
**95 7th St. San Francisco, California**

**CLE Course No. [to be provided]**

**CLE Credits [Pending Approval]: 6.0 General, 6.0 Admiralty & Maritime Specialization**

Please join the Federal Bar Association Admiralty Law Section and the American Bar Association TIPS Admiralty and Maritime Law Committee for 6.0 hours of advanced study of admiralty and maritime law. We will cover maritime personal injury law, mediating maritime personal injury claims, maritime labor and employment issues, regulatory challenges facing maritime companies, and trial & evidentiary issues. Lunch will be provided and a networking reception will follow the event. Graciously sponsored by JAMS and Robson Forensic.

9:00 a.m. - 9:30 a.m. **Welcome and Speaker Introductions**

- **Federal Bar Association, Admiralty Law Section:**

- Chair: Kelly Scalise, Esq., *Liskow & Lewis, New Orleans, Louisiana*
- Vice Chair: Michael W. McLeod, Esq., B.C.S.,\* *Rumrell, McLeod & Brock, PLLC, Boca Raton/Fort Lauderdale, Florida*
- Treasurer: Scott Bluestein, Esq., *Bluestein Law Firm, PA, Mount Pleasant, South Carolina*

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\*Certified as specialist in the field of admiralty and maritime law by the State Bar of California Board of Legal Specialization and the Florida Bar.

# Maritime Law by the Bay

San Francisco, California

- **American Bar Association TIPS Admiralty and Maritime Law Committee:**
  - Chair: Jessica L. Martyn, Esq., *Palmer Biezup & Henderson LLP, Philadelphia, PA*
  - Chair-elect: Raymond T. Waid, Esq., *Liskow & Lewis, New Orleans, Louisiana*
  - Past-Chair: Pamela A. Palmer, Esq., *Morris, Polich, and Purdy LLP, Los Angeles, CA*
  - Past-Chair: Christopher R. Nolan, Esq., *Holland & Knight, New York, NY*
  - Vice-Chair: Sarah Yantakosol Gayer, Esq., *Thompson & Bowie LLP, Portland, ME*
  - Vice-Chair: Christopher F. Hamilton, Esq., *Shutts & Bowen LLP, Tampa, FL*
  - Vice-Chair: Stephanie S. Penninger, Esq., *Benesch, Friedlander Coplan & Aronoff LLP, Indianapolis, IN*

9:30 a.m. - 10:30 am.

## **Maritime Personal Injury Law**

Presentation focusing on the recent developments and hot issues in maritime personal injury law.

*Distinguished Panel Members:* (Speaker Resumes and Bios Attached)

Otis Felder, Esq.,  
*Wilson Elser*  
*Los Angeles, California*

Gavin Guillot, Esq.,  
*Pusateri, Barrios, Guillot & Greenbaum, LLC*  
*New Orleans, Louisiana*

Dave Boyajian, Esq.,  
*Schwabe, Williamson & Wyatt*  
*Portland, Oregon*

10:40 a.m. - 11:40 am.

## **Mediating Personal Injury Claims**

Presentation will focus on issues unique to maritime personal injury claims, provide perspectives from experienced, plaintiff counsel, in-house counsel, defense counsel, and mediator. The panel will provide lessons learned and strategies to utilize in resolving difficult and complex multi-party claims.

*For information, contact Raymond Waid, Admiralty and Maritime Law Committee, at (504) 556-4042 or [rwaid@liskow.com](mailto:rwaid@liskow.com).*

# Maritime Law by the Bay

San Francisco, California

*Round Table Discussion:* lead by Raymond Waid, Esq., *Liskow & Lewis, New Orleans, Louisiana*

Barbara Bodager, Esq.,  
*Matson Navigation Company, Inc.*  
*San Francisco, California*

Charles Borque, Esq.,  
*St. Martin & Borque*  
*New Orleans, Louisiana*

Jerry Spolter, Esq.,  
*JAMS*  
*San Francisco, California*

11:40 a.m. – 12:30 p.m.

**Lunch (provided)**

12:30 p.m. - 1:30 p.m.

**Maritime Regulatory Issues**

Presentation will focus on regulatory issues that maritime companies face, including the U.S. Coast Guard's adoption of Subchapter M.

*Round Table Discussion:* lead by LT Lindsay Sakal, Esq., U.S. Coast Guard Legal Services Command, San Diego, California

*Distinguished Panel Members:* (Speaker Resumes and Bios Attached)

Art Mead, Esq.,  
*Crowley Maritime Corporation*  
*Jacksonville, Florida*

CDR Jacqueline Twomey, Esq.  
*U.S. Coast Guard, Towing Vessel National Center of Expertise*  
*Paducah, Kentucky*

Bart Eckhardt  
*Robson Forensic*  
*Lancaster, Pennsylvania*

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# Maritime Law by the Bay

San Francisco, California

Eric Lee, Esq.,  
*Holland & Knight*  
*Washington, D.C.*

1:40 p.m. - 2:40 p.m.

## **Maritime Labor Law**

Presentation will focus on labor issues facing maritime employees and employers, with particular emphasis on West Coast ports and maritime operations.

Round Table Discussion: lead by Joseph Pipinich, Esq., *North Star Petroleum, Seattle, Washington*

Distinguished Panel Members: (Speaker Resumes and Bios Attached)

Eric Swett, Esq.,  
*APL*  
*Phoenix, Arizona*

Peter Finch, Esq.,  
*Davis, Wright, Tremaine*  
*Seattle, Washington*

Todd Lynch, Esq.,  
*Fisher Phillips*  
*Portland, Oregon*

2:50 - 3:50 p.m.

## **Maritime Employment Law**

Presentation will focus on employment law issues facing maritime employees and employers, with particular emphasis on West Coast ports and maritime operations. Topics will include sexual harassment under the Jones Act and General Maritime Law; and the State of California Department of Industrial Relations efforts to require Jones Act employers to provide California workers compensation coverage.

Round Table Discussion: lead by Charles D. Naylor, Esq., *Law Offices of Charles D. Naylor, San Pedro, California.*

# **Maritime Law by the Bay**

## **San Francisco, California**

*Distinguished Panel Members:* (Speaker Resumes and Bios Attached)

Jolene R. Rice, Esq.,  
*Cox, Wootton Lerner Griffin & Hansen*  
*Los Angeles, California*

Alena Eckhardt, Esq.,  
*Cox, Wootton Lerner Griffin & Hansen*  
*Los Angeles, California*

Melanie Ronen, Esq.,  
*Keesal, Young and Logan*  
*Long Beach, California*

4:00 - 5:00 pm.

### **Evidentiary Issues, Burdens, Presumptions and Other Issues Unique/Common to Maritime Litigation and How to Best Present the Issues to Foster Resolution During the Case and to Properly Preserve Them For Appeal**

The presentation will focus on issues that could tip the scales in favor of one party or the other, where a party may seek a special jury instruction, that could implicate proportionate fault, and/or where a maritime practitioner may need to educate non-maritime opposing counsel, a non-maritime mediator or the trial/appellate court. The presentation will be interactive between the panel and the audience, and will assume that the audience members are maritime practitioners familiar with the legal concepts, but may disagree regarding the state of the law or regarding when to raise the issues during the case. Some of the issues to be addressed are: the impact of Statutory Breach, Strict Liability and the Pennsylvania Rule; the Jones Act Burden of Proof; the Primary Duty Doctrine; the McCorpen Defense, Interlocutory Right of Appeal; Joint and Several Liability, Apportionment, Contribution/Indemnity (Amclyde), Admissibility of NTSB Investigation Reports/USCG Reports vs. Documents and Information Provided to the Agency by the Ship-Owner/Employer; Discoverability of In-Company Incident/Accident Reports/Statements/Root Cause Analysis Documents; Spoliation of Evidence/Electronic Navigation Data/Joint Surveys and Tampering with Log Book Entries; Self-Critical Analysis vs. Subsequent Remedial Measures; Ship Board Surveillance/Use of Video to Refresh Recollection/Claimant's Right to View the Video Prior to Deposition, and more.

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(504) 556-4042 or [rwaid@liskow.com](mailto:rwaid@liskow.com)*

# Maritime Law by the Bay

## San Francisco, California

*Round Table Discussion:* lead by Michael W. McLeod, Esq., B.C.S.,\* *Rumrell, McLeod & Brock, PLLC, Boca Raton/Fort Lauderdale, Florida*

*Distinguished Panel Members:* (Speaker Resumes and Bios Attached)

Ford J. Fegert, Esq., B.C.S.,†  
*Ford J. Fegert, P.A.,  
Vero Beach, Florida*

Philip D. Parrish, Esq.,  
*Philip D. Parrish, P.A.  
Miami, Florida*

5:00 p.m.

**Closing Remarks & Reception to Follow**

## Details

**Date & Time:** August 5, 2016  
*(Please allow sufficient time for security screenings at the Courthouse. Registration opens 30 minutes before the program.)*

**Location:** U.S. Court of Appeals for the Ninth Circuit, 95 7th St. San Francisco, California

**CLE:** 6.0 General, 6.0 Admiralty & Maritime Specialization Hours of CLE Credit  
(CA Specialization credit pending)

**Registration Fee:** \$150.00

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\*Certified as specialist in the field of admiralty and maritime law by the “State Bar of California Board of Legal Specialization” and the Florida Bar.

†Certified as specialist in the field of admiralty and maritime law by the Florida Bar, and a Florida Supreme Court Certified Civil Mediator.

# Maritime Law by the Bay

San Francisco, California

## Admiralty Law Symposium

August 5, 2016

9:00 am – 5:00 pm

1. To register online, please go to <https://www.eventbrite.com/e/maritime-law-by-the-bay-tickets-25348673565> OR
2. Contact Raymond Waid, Admiralty and Maritime Law Committee, at (504) 556-4042 or [rwaid@liskow.com](mailto:rwaid@liskow.com) OR
3. Complete the form below.



### *Admiralty Law Symposium*

Name: \_\_\_\_\_

Firm/Organization: \_\_\_\_\_

Telephone: \_\_\_\_\_ Email: \_\_\_\_\_

\_\_\_\_\_ ..... \$150.00

Please list any membership(s) in the sponsoring organizations \_\_\_\_\_

Total \$ \_\_\_\_\_

Please remit payment to: Federal Bar Association, c/o Raymond Waid, Esq., Liskow & Lewis, 701 Poydras Street, Suite 5000, New Orleans, Louisiana 70139.

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