



PROUDLY PRESENTS THE

# 25TH ANNUAL MCLE SPECTACULAR!

FRIDAY, NOVEMBER 22, 2019 | 8:00 AM - 6:00 PM  
Walnut Creek Marriott Hotel, 2355 N. Main St., Walnut Creek

WELCOME TO the 25th Annual MCLE Spectacular. The very first SPEC was in 1995 and the very first speaker was the then Honorable James J. Marchiano, a full day package was \$95.00 and yes, we are still at the Walnut Creek Marriott. How time flies!

This Silver Anniversary edition will bring with it some "day-of" surprises and a brand-new way to register. We have been working with our data management provider to create an integrated online registration format.

Registration will be Online Only! YES! Finally, you can do it yourself and pay directly by credit card. No more paper brochures or faxing for you and no more enormous, scary spreadsheets for us. In order to get the Member pricing you will need to login to your member profile. Let us know if you need help with your password!

Please have a look at our Online Brochure below for program details, speaker information and pricing. An early bird, Full Day Package for members this year is just \$300, and not only includes a full day of seminars and a self-study Competence credit but FREE parking – courtesy of Judicate West!

Just click on the "Register Here" links to get you to where you need to be!

If you have any questions or concerns, please contact Anne K. Wolf CCCBA's Education & Events Director at 925-370-2540 or [awolf@cccba.org](mailto:awolf@cccba.org)

**\*IF YOU ARE A SPEAKER or an ACBA member – Please Do Not Register Online –**  
Contact Anne Wolf at 925-370-2540 or [awolf@cccba.org](mailto:awolf@cccba.org)



[Register Here](#)

## BREAKFAST KICKOFF SPEAKER

8:30 – 9:30 am

**Justice Mark Simons**, First District Court of Appeal, Division 5

**SCRAMBLED EGGS WITH A SIDE OF EVIDENCE**

**1 hour General MCLE credit**

Justice Simons will talk about one of his favorite subjects - The Rules of Evidence. He will focus on the admissibility of uncharged misconduct evidence primarily in civil cases, while looking into how that impacts criminal cases as well. In addition he will discuss some new appellate decisions on evidence issues that arise in civil cases.

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# CONCURRENT MORNING SESSION

9:45 – 11:45 am

Choose one from Seminars #1 through #6.

## SEMINAR #1

### Justice Peter Siggins

Presiding Justice,  
First District Court of Appeal, Div. 3

### Gary A. Watt

Hanson Bridgett LLP

### Don Willenburg

Gordon Rees Scully Mansukhani, LLP

## THE SUPREMES SAID WHAT? RECENT CALIFORNIA SUPREME COURT DECISIONS IMPACTING CIVIL LITIGATORS

Sponsored by CCCBA's Appellate Section

**2 hours Appellate Specialization MCLE Credit (Approval Pending)**

Join Justice Peter Siggins and appellate practice leaders Gary A. Watt and Don Willenburg for an illuminating and thought-provoking discussion of recent California Supreme Court decisions on anti-SLAPP motions, 998 offers, evidence admissibility, arbitration, and more!

## SEMINAR #2

### Ashley Bargaquast

Tully & Weiss

### Lisa J. Mendes

Mendes Weed, LLP

### Joseph Tully

Tully & Weiss

## "HIGH" CRIMES & MISDEMEANORS

Sponsored by CCCBA's Criminal Law and Taxation Sections

**2 hours General MCLE Credit**

With the passage of Prop 64, California voters legalized adult use of cannabis. But what does that mean? Joseph Tully will walk us through changes to the most popular pre-64 felony charges, including their change to misdemeanor status and how creative charging enables felony prosecution all the same. Ashley Bargaquast will then move through redesignation of cannabis priors, newly legalized behavior, and the burgeoning commercial cannabis industry. Lisa J. Mendes will provide insight into the complexities of the taxation of a federally unlawful substance and the efforts of the State of California to address the inconsistencies, and the current political climate's impact on current and future legislation.

## SEMINAR #3

### Jess Laird, ACSW

Rainbow Community Center  
of Contra Costa County

### Summer C. Selleck

SC Selleck Law

### Jonna Thomas

Wells Fargo Bank

## LOVE MAKES A FAMILY AND REPRESENTING TRANSGENDER AND GENDER NON-CONFORMING CLIENTS

Sponsored by CCCBA's Estate Planning & Probate and Litigation Sections

**1 hour Eliminator of Bias and 1 hour General MCLE Credit**

This presentation will help practitioners to better represent clients as California's legal parent/child relationship definitions evolve with the LGBTQ+ equality movement, reproductive technology advances and expanding family compositions. Part One of this program will demonstrate how California's legal definition of "natural" parent is not based on biological parentage or a parent's gender. It will address parentage and heirship issues arising in LGBTQ+ families, stepfamilies, more than two parent families, and diverse assisted reproduction scenarios, including conception after a biological parent's death. In Part Two of this program we will provide tips for representing clients in these situations, as well as transgender and gender non-conforming clients. To best serve clients, lawyers must understand where a client is coming from and establish an open line of communication. All clients deserve to be communicated with in a respectful, understanding way.

## SEMINAR #4

### Lorraine Walsh

The Law Office of Lorraine Walsh

### Lee C. Pearce

Law Office of Lee Pearce

### Peter Opperman, Ph. D.

Clinical Psychologist

## LEAVING YOUR LAW PRACTICE AND KEEPING YOUR SANITY – HOW TO CREATE A SUCCESSFUL TRANSITION PLAN

Sponsored by CCCBA's Senior Section

**1 hour Legal Ethics and 1 hour General MCLE Credit**

The program will address the legal, ethical, and mental health issues associated with an attorney's transition out of the practice of law. The panelists will discuss both the planned and unplanned termination of practice (e.g. injury, long term illness, disability and death), the practical and ethical issues associated with each transition (e.g. how to manage the trust account, transfer files, communicate with clients and possible sale of practice) and how to manage the stress which results from each transition.

## SEMINAR #5

### Darryl Holcombe

Contra Costa County District Attorney's Office - Senior Inspector

### Ashley L. Shively

Holland & Knight LLP

### Joshua Bevitz

Newmeyer Dillion

### Emma Raimi-Zlatic

CLIO

Moderator:

### Luis Montes

Law Office of Luis M. Montes

## THE WILD WEST OF LAW FIRM CYBERSECURITY & PRIVACY: THE WHAT, WHY, HOW AND ETHICS OF PROTECTING CLIENT DATA

Sponsored by CCCBA's Business Law Section

**1 hour Legal Ethics and 1 hour General MCLE Credit**

The panel will explore the lawyer's ethical obligations, the legal requirements, and the technical skills required for a law practice's cybersecurity. The discussion will cover the ethical rules for the protection of your client's confidential information, as well as the available tools, minimum skills, and best practices to keep that information secure and how to respond to a data breach if it happens. The panel will also discuss the scope of the new California Consumer Privacy Act (CCPA), and address its guidelines and how those requirements apply to our law practices. The discussion will also address our practical duties to protect client data during the discovery and disclosure processes. Finally, our panel will offer practical suggestions in enforcement and compliance to protecting our law practice data.

## SEMINAR #6

### Hon. Steven Austin

Contra Costa County Superior Court

### Hon. Wendy Coats

Contra Costa County Superior Court

### Mark LeHocky

ADR Services, Inc.

### Nicole Mills

John F. Kennedy University, College of Law

## STRATEGY, CIVILITY, ETHICS AND SANITY IN AN UNCIVIL TIME: An Exploration of the Law and Our Current Political Discourse on How We Behave (Or Don't) as Attorneys, and a Strategic Roadmap for Everyone

Sponsored by CCCBA's Alternative Dispute Resolution and Litigation Sections

**2 hours Legal Ethics MCLE Credit**

A distinguished panel of judges, mediators and educators explore the ethical and civility obligations of California attorneys, whether the standards have changed and whether the Washington dialogue is misshaping lawyer behavior. The panel will then address what behavioral science data tells us to do differently in litigating and settling in order to meet our ethical obligations, advance our clients' interests and maintain our sanity in the process.

## LUNCHEON KEYNOTE SESSION

Noon – 1:30 pm

**Erwin Chemerinsky, Dean, UC Berkeley School of Law**

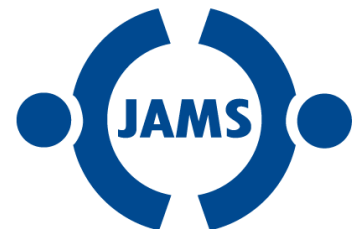
**AN AMAZING TIME IN THE US SUPREME COURT**

**1 hour General MCLE credit**

Dean Chemerinsky will discuss current events in Constitutional Law.

A lunch and a speaker not to be missed!

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# CONCURRENT AFTERNOON SEMINARS

1:45 – 3:45 pm

## SEMINAR #7

### **Robert B. Jacobs**

Law Office of Robert B. Jacobs

### **Palvir Shoker**

Shoker Law Group

### **And Additional Mediator Guides:**

**Benisa Berry** – Center for Human Development

**Sue Feder** – Judicate West

**Maggie Grover** – Grover Workplace Solutions

**Nathan Scheg** – Ironhorse Law Group PC

**Malcolm Sher** - malcolm sher 4 mediated solutions

**Barbara Suskind** – Mediation and Law Offices of Barbara Suskind

**Lauren Tate** – Tate & Associates

## **A MEDIATION SKILLS WORKSHOP: WHO WINS - THE COMMERCIAL LANDLORD OR TENANT?**

Sponsored by CCCBA's Alternative Dispute Resolution and Real Estate Sections

**2 hours General MCLE Credit**

Emotions run high in landlord/tenant disputes. Mediation can be extremely effective in resolving these cases. Come try your hand at mediating a highly-charged dispute between a commercial landlord and a tenant. Attendees at this two-hour workshop will be assigned a role as plaintiff, defendant, plaintiff's counsel, defense counsel or mediator.

All participants will be divided into groups of five. After a brief meeting between counsel and client, each group will simultaneously mediate the case while role playing. This workshop is based on a common set of facts for all participants – but each person will also be working with an undisclosed agenda. See how far you get in reaching your own private goals while getting the case settled – and then afterwards compare your results with the other participants who mediated the same case. Participants will be given all the tools needed to get the job done at the workshop. No real estate, mediation, or landlord-tenant experience is necessary. No advance preparation required.

## SEMINAR #8

### **Anjuli M. Cargain**

Duane Morris LLP

### **Yen Chau**

Donahue Fitzgerald, LLP

### **David S. Ratner**

David Ratner Law Firm, LLP

### **Marta R. Vanegas**

Martin & Vanegas, APC

Moderator:

### **Lindsey Pace**

Legal Aid at Work

## **ANATOMY OF AN EMPLOYMENT LAWSUIT, PART I: Intake and Response**

Sponsored by CCCBA's Employment Law Section

**.50 hours Legal Ethics and 1.50 hours General MCLE Credit**

An employee of Dunder Mifflin was allegedly harassed and discriminated against by the supervisor, Michael Scott. The intrepid plaintiff's attorney discovers several me-too witnesses. When Dunder Mifflin's astute defense counsel is presented with a demand letter, they must explain the case to Dunder's baffled management. Their internal investigation reveals that Michael scheduled office meetings at employees' lunch breaks – a potential wage-and-hour violation. In this informative and entertaining session, we will discuss the intake process for plaintiff's and defense counsel, including some ethical pitfalls to avoid and how to investigate a matter. In future 2020 sessions we will follow this case from discovery through trial and post-trial practice. Join us.

## SEMINAR #9

### **Frank R. Acuña**

Acuña Regli, LLP

### **Lisa M. Zaragoza**

Acuña Regli, LLP

## **IRA TRUSTS – CURRENT STRATEGIES AND DRAFTING TIPS TO REDUCE TAXES AND TO PRESERVE CLIENT OPTIONS**

Sponsored by CCCBA's Estate Planning & Probate Section

**2 hours Estate Planning and Probate Specialization MCLE Credit**

Recent court cases now limit the protections available for inherited IRAs and Congress has shifted attention from estate taxation to accelerating taxes on retirement accounts. Many beneficiaries are unable or unprepared to handle the significant wealth represented by inherited IRAs. IRA conduit/accumulation trusts may be the last line of defense against creditor claims, higher taxes, and waste by beneficiaries. We will examine inherited IRA rules and legislation currently being considered by Congress (e.g. "SECURE Act"). Then, IRA conduit/accumulation trust strategies will be applied to common situations in which they should be used. Finally, drafting tips, tricks, and traps will be reviewed.

## SEMINAR #10

### **Gregory Abel**

Whiting Fallon Ross & Abel, LLP

### **Julie Chroust**

Senior Loan Officer,  
Bay Equity Home Loans

### **Thomas D'Amato**

D'Amato Law

### **Dr. Eric J. Freitag, Psy.D., FACP**

Licensed Psychologist

Moderators:

### **Douglas Housman**

Law Offices of Cain, Cain & Housman

### **Kimberly Kilpatrick**

The Law Offices of Joseph H. Wolch

## LOVE IN THE SILVER YEARS: SPECIAL CONCERNS ARISING IN DATING, MARRIAGE AND DIVORCE IN THE 65+ DEMOGRAPHIC

Sponsored by CCCBA's Elder and Family Law Sections

**2 hours Family Law Specialization MCLE Credit**

The divorce rate among the 65+ demographic continues to rise. Divorces in this demographic raise several unique issues which may include division of a lifetime of marital acquisitions, support in the face of retirement, and realistic expectations for re-entry to the workforce. Dating in the 65+ demographic can bring up issues ranging from financial abuse to the need for careful prenuptial planning. The sensitive issue of competency concerns when dementia symptoms are suspected is an added challenge for attorneys involved in any of these types of cases.

## SEMINAR #11

### **Heidi Coad-Hermelin**

Hermelin Law Firm

### **Anina Dalsin**

Dalsin Law

### **Andrew McCall**

Law Office of Andrew J. McCall

### **David S. Pearson**

Brothers Smith, LLP

### **Dana M. Ulise, Esq.**

Lawyers Mutual Insurance Company  
Underwriting Manager

## SO, YOU WANT TO OPEN YOUR OWN LAW OFFICE? THE 10,000 FOOT OVERVIEW

Sponsored by CCCBA's Solo and Small Firm Section

**0.50 hours Legal Ethics and 1.50 hours General MCLE Credit**

A panel of seasoned solo and small firm practitioners will provide an overview on opening and running a solo or small firm practice with added emphasis on the issues and problems that malpractice carriers see in insuring law practices and how to prevent claims. In conjunction with Lawyers Mutual, the presenters will review the basics of opening and running a firm with an emphasis on the best practices to avoid a malpractice claim.

## SEMINAR #12

### **Laurie Hall**

The Wine Group,  
Senior Corporate Counsel

### **Dr. Ricardo San Martin**

UC Berkeley - Research Director  
Alternative Meat Program, Sutardja  
Center for Entrepreneurship and  
Technology

### **William Sawyers**

Del Monte Foods, Inc., General Counsel

### **Babak Kusha**

### **Gwen Peterson**

### **Siegmund Pohl**

### **Joseph R. Snyder, Ph.D. (Moderator)**

Kilpatrick Townsend & Stockton LLP

## RECENT TRENDS IN THE FOOD AND WINE INDUSTRY AND THEIR LEGAL IMPLICATIONS

Sponsored by CCCBA's Intellectual Property Section

**2 hours General MCLE Credit**

With plant-based meats recent rise in popularity, this session will discuss science and law behind novel foods and beverages. Short presentations will address how alternative meats are made, their patentability and patent trends, trademark protection, labeling and geographic origin requirements for new foods and wines, and what investors look for when investing in innovative food products. The presentations will be followed by a panel in which the speakers discuss the different types of alternative meat, how branding issues can be overcome, what steps to take when states like Missouri criminalize labeling products "meat" if they do not arise from livestock or poultry, and other new ideas such as wine infused with CBD.

## SEMINAR #13

**Sylvia High**  
Aiming High, Inc.  
**Patanisha Davis-Jenkins**  
Key Counsel, P.C.

## The Power of Choice and Reducing Microaggressions

Sponsored by CCCBA's East County and Women's Sections  
**1 hour Elimination of Bias and 1 hour General MCLE Credit**

On average, a working adult makes more than 70 decisions a day. Some are conscious decisions, and some are subconscious decisions. Every decision is a choice. Even choosing not to decide or choosing not to choose is a choice. All of these choices can have a far-reaching long-lasting impact. The Power of Choice enables participants to choose consciously and responsibly such that they are empowered by their choices, not victims of them.

In these times of ongoing microaggression, the power of choice is an essential tool for continued effectiveness and empowerment. In this interactive session practitioners will have the opportunity to discover their relationship with choice and develop new strategies to use This powerful resource at its highest level.

This program will help attorneys and legal professionals navigate best practices in their interactions with their clients, colleagues, opposing counsel and in the courtroom. Practitioners will become equipped with the tools to reduce adverse interactions with clients, staff and other professionals and use their power of choice to improve their communication skills and overall practice.

## AFTERNOON PLENARY SESSION

4:00 – 5:00 pm

**Tirien A. Steinbach**, Chief Program Officer,  
ACLU of Northern California

**JUST BELONGING:**

**Advancing Equity, Diversity and Inclusion in the Legal Profession**

**1 hour Elimination of Bias MCLE credit**

This session will introduce the frame of “Othering and Belonging” to identify and disrupt cultural bias and build tools for cultural responsiveness and inclusion with law practice. Through a mix of presentation and interactive exercises, participants will increase understanding of bias (the social and neuro-science), explore methods for identifying bias as it arises, and practice responding from awareness and compassion.

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## COCKTAIL RECEPTION

5:15 – 6:30 pm

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 **KILPATRICK  
TOWNSEND**

*The Contra Costa County Bar Association certifies that the MCLE activities listed have been approved for the specific MCLE credit indicated, by the State Bar of California, Provider #393.*

[Register Here](#)



25TH ANNUAL

# MCLE SPECTACULAR!

## SCHEDULE

8:00 am

**REGISTRATION OPENS**

8:00 - 8:30 am

**Sponsor Networking Break**

8:30 - 9:30 am

**BREAKFAST KICKOFF**

Sponsored by Hanson Bridgett, LLP

9:30 - 9:45 am

**Sponsor Networking Break**

9:45 - 11:45 am

**CONCURRENT MORNING SEMINARS**

- Choose from 6 Seminars

11:45 am - Noon

**Sponsor Networking Break**

12:00 - 1:30 pm

**LUNCHEON KEYNOTE**

Sponsored by JAMS

1:45 - 3:45 pm

**CONCURRENT AFTERNOON SEMINARS**

- Choose from 7 Seminars

3:45 - 4:00 pm

**Sponsor Networking Break**

4:00 - 5:00 pm

**AFTERNOON PLENARY**

Sponsored by Smith AI

5:00 - 6:30 pm

**COCKTAIL RECEPTION**

Sponsored by Kirkpatrick Townsend & Stockton

## EVENT PRICING

**\*FULL-DAY PACKAGE:** Includes Breakfast Kickoff Session, Morning Seminar, Luncheon Keynote Session, Afternoon Seminar and Afternoon Plenary Session, Cocktail Reception as well as a BONUS FREE Self-Study article for 1 MCLE Competence Credit and FREE PARKING at the Marriott Courtesy of Event Parking Sponsor JUDICATE WEST.

You must log in to your Member Profile to receive Member pricing. If you need assistance with your password, please contact the CCCBA office at 925-686-6900 ext. 2. **Registration ends 11/15/2019.**

**IF YOU ARE A SPEAKER or an ACBA member – Please Do Not Register Online – Contact Anne Wolf at awolf@cccba.org.**

	Early Bird Prices ends 10/15	Regular Prices ends 11/15	Day-of Prices 11/22 only
<b>*FULL-DAY PACKAGE</b>	<b>\$300</b>	<b>\$350</b>	<b>\$400</b>
	\$400	\$450	\$500
Single Morning or Afternoon Seminar	\$80	\$90	\$100
	\$100	\$110	\$120
Breakfast Kick-Off Session	\$65	\$70	\$80
	\$75	\$80	\$90
Luncheon Keynote Session	\$85	\$90	\$100
	\$110	\$115	\$125
Afternoon Plenary Session	\$55	\$65	\$75
	\$65	\$75	\$85
Cocktail Reception	Hosted by Kilpatrick Townsend & Stockton		

Rates for CCCBA members are indicated in green.

[Register Here](#)

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Use #MCLESpec before, during and after the event

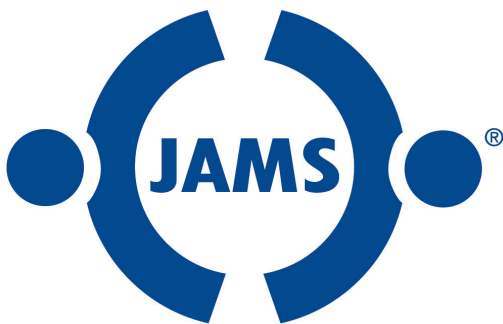


PROUDLY PRESENTS

25TH ANNUAL

# MCLE SPECTACULAR!

## EVENT BENEFACTOR



Jessica De Leon | (415) 774-2631 | [jdeleon@jamsadr.com](mailto:jdeleon@jamsadr.com)

## EVENT PRESENTERS



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Maddy Martin | (650) 603-6173 | [maddy@smith.ai](mailto:maddy@smith.ai)



## EVENT PATRONS



Joanna Barron | (415) 772-0900 | joanna@adrservices.com



Francesca Vogel | (925) 820-8390 | fvogel@homecareassistance.com

## EVENT PARTNERS



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