

# 31<sup>ST</sup> ANNUAL SEMINAR

OCTOBER 20-24, 2004

MAUNA LANI RESORT

THE BIG ISLAND OF HAWAII

## CORPORATE AMERICA ON TRIAL

WORLDCOM

ADELPHIA

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ENRON

STEWART

ASSOCIATION OF BUSINESS TRIAL LAWYERS

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12.25 hours MCLE

## THE PROGRAM

Gone are the days when “irrational exuberance” filled the air and corporate chiefs were treated like rock stars. Now corporate scandals make business ethics and litigation the stuff of headlines and talk shows, while powerful corporations and the professionals who serve them face unprecedented scrutiny. The times are changing, and each of us must deal with these new realities.

How will the drumbeat of corporate scandals affect your next business case? Learn from experts in the following areas:

- Examination of witnesses facing changing bench and jury perceptions of executives and executive compensation
- Document retention policies and handling the discarded document scenario offensively and defensively
- The changing protection afforded Boards of Directors under the business judgment rule
- Handling a civil case when key witnesses are the subject of a parallel government investigation
- Balancing trade secret protection against the public’s right to know
- Dealing with whistleblowers and employer retaliation
- How the expanding definitions of fiduciary duty will affect major business cases

Join ABTL for five days of study and fun at the world famous Mauna Lani Resort on Hawaii’s beautiful Big Island while we explore how this new reality impacts the preparation and trial of every business case.

## KEYNOTE SPEAKER

### HONORABLE CARLOS R. MORENO

Associate Justice, Supreme Court of California

## KEYNOTE INTRODUCTION

### HONORABLE CONSUELO B. MARSHALL

Chief Judge, U.S. District Court, Central District of California

## SPECIAL GUEST SPEAKERS

### LESLIE CALDWELL

Director, Enron Task Force  
U.S. Department of Justice

### JOHN C. COFFEE, JR

Adolf Berle Professor of Law  
Columbia University School of Law

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Ninth Circuit Court of Appeal

### HON. GAIL A. ANDLER

Orange County Superior Court

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Magistrate Judge, U.S. District Court  
Central District of California

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Special Prosecutor, Enron Task Force, U.S. Department of Justice

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United States Attorney, Central District of California, U.S. Department of Justice

### **DOUGLAS R. YOUNG**

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## THE SCHEDULE

### Wednesday, October 20, 2004

5:30 - 6:30 p.m. Keynote Address

6:30 - 9:30 p.m. Buffet Reception

### Thursday, October 21, 2004

8:45 - 11:45 a.m. Educational Sessions

Remainder of Day Free

### Friday, October 22, 2004

Morning Free

1:30 - 5:15 p.m. Educational Sessions

6:30 - 11:00 p.m. Children Dinner & Activities

6:30 - 7:30 p.m. Keynote Address

7:30 - 11:00 p.m. Dinner

### Saturday, October 23, 2004

8:15 a.m. - 12:15 p.m. Educational Sessions

Afternoon Free

6:30 - 11 p.m. Dinner & Hawaiian Entertainment

### Sunday, October 24, 2004

9:00 - 10:30 a.m. Keynote Address & Program Conclusion

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## **GENERAL INFORMATION**

### **WHAT IS INCLUDED FOR ATTENDEES AND REGISTERED GUESTS**

- All Seminar Presentations (*materials and MCLE only for conference registrants*)
- Welcome Buffet Reception on Wednesday, October 20, 2004
- 3 Continental Breakfasts
- Keynote Address and Sit-Down Dinner on Friday, October 22, 2004
- Dinner with Hawaiian Entertainment on Saturday, October 23, 2004
- Registered Children may attend continental breakfasts, Wednesday Buffet Reception, Friday night Children's Dinner and Saturday Dinner with Hawaiian Entertainment.

### **MCLE CREDIT**

This activity has been approved for Minimum Continuing Legal Education credit by the State Bar of California in the amount of 12.25 hours. The ABTL certifies that this activity conforms to the standards of approved education activities prescribed by the rules and regulations of the State Bar of California governing minimum continuing legal education.

### **HOTEL ACCOMMODATIONS**

All accommodations are at the Mauna Lani Bay Hotel & Bungalows on the Big Island of Hawaii. Discounted ABTL group rates are set forth in the hotel registration form on page 9. You are responsible for booking your own hotel accommodations with the hotel. The ABTL will assist you with questions and concerns regarding your hotel arrangements, but will not assume responsibility for hotel cancellation penalties. For your additional enjoyment, the ABTL group rates are available for pre and post extension of conference dates three days on either side of the conference schedule.

### **AIRFARE**

The ABTL has been working with Executours to negotiate special airline rates for ABTL Annual Seminar attendees. We encourage you to book your travel through Executours to take advantage of the discounted rates. Executours may be reached at 310.552.0786. The ABTL will assist you with questions and concerns regarding your travel arrangements, but will not assume responsibility for travel arrangements or cancellation penalties.

### **CAR RENTAL/AIRPORT TRANSPORTATION**

Executours has negotiated special car rental rates and airport transportation discounts for ABTL Annual Seminar attendees. Executours may be reached at 310.552.0786. All ABTL functions will be on the resort property.

### **CONTACT & MAILING INFORMATION**

Event Planner: Rebecca L. Cien  
ABTL Annual Seminar 2004  
1800 S. Fairfax Ave.  
Los Angeles, CA 90019  
PH 323.939.1999 FX 323.935.6622  
abtl@abtl.org

### **CANCELLATION POLICY**

*Program registration fees* are only refundable up to Wednesday, September 8, 2004, less a processing fee of \$125. Cancellations must be received in writing by fax no later than 5 p.m. on Wednesday, September 8, 2004.



**31<sup>st</sup> ANNUAL SEMINAR**

**October 20-24, 2004 - Mauna Lani Resort, The Big Island**

**CONFERENCE REGISTRATION FORM**

Complete the registration form and submit to ABTL, P.O. BOX 351649, LOS ANGELES, CA 90035

Make checks payable to the ABTL. Tax. ID: 51-0167001.

Registration by credit card payment may be faxed to 323.935.6622 or made directly on the ABTL website [www.abtl.org](http://www.abtl.org).

**Personal Information:**

Name:

State Bar #:

Firm:

Address:

City:

State / Province:  Zip:

Phone:  Fax:

E-Mail:

**ABTL Chapter:**

Please Indicate Chapter. You must join your local ABTL chapter to be eligible to attend this seminar.

- Los Angeles
- Northern California
- San Diego
- Orange County
- San Joaquin Valley

**Category Selection and Registration Fees:**

Please register in one of the following categories. Prices are Per Person.

Conference registration fees include all materials, MCLE, group meals and special events.

- Early Conference Registration** (before August 1, 2004) **\$845.00**
- Conference Registration** (postmarked after August 1, 2004) **\$945.00**
- Early Conference Registration** (before August 1, 2004) **\$645.00**
  - New Lawyer (Admitted to practice 10 years or less)
  - In-house Counsel
  - Public Entity Attorney
- Conference Registration** (postmarked after August 1, 2004) **\$745.00**
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- Private ADR/Retired Judges Conference Registration** **\$845.00**
- Judicial Conference Registration** **\$450.00**
- Spouse / Guest Registration** **\$450.00**
  - Includes 3 breakfasts, 3 dinners and entertainment
- Child Registration** **\$150.00**
  - Children 13 and under
  - Includes 3 breakfasts, 3 dinners and entertainment

Guest Name:

Names & Ages of Children:



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### Payment Information:

Enter total cost from all categories selected on registration form.

Select appropriate payment and enclose payment if paying by check.

Total:

**Personal / Business Check** - Make check payable to ABTL.

Please charge my credit card:

**Visa**

**Mastercard**

Name on card:

Credit Card #:

Expiration Date:

### Activities:

Indicate activities you are interested in participating during the conference "free" time. You will be contacted to confirm participation approximately 1 month prior to the seminar.

**Golf**

**Boating**

**Tennis**

**Scuba Diving**

**Hiking**

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AT KALĀHUIPUA'A

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Association of Business Trial Lawyers

October 20, 2004 – October 24, 2004

NAME (S): \_\_\_\_\_

ADDRESS: \_\_\_\_\_

PHONE: \_\_\_\_\_

**SPECIAL CONFERENCE RATES:** Please Reserve:

Mountain or Garden View guestrooms @ \$205.00

Ocean View guestroom @ \$220.00

Deluxe Ocean View guestrooms @ \$240.00

Oceanfront guestrooms @ \$350.00

One Bedroom Villa @ \$540.00

Two Bedroom Villa @ \$705.00

Three Bedroom Villa @ \$925.00

Bedding Request: King Bed \_\_\_\_\_ Double Beds \_\_\_\_\_

This rate is valid for single or double occupancy, European Plan (no meals included) and is subject to the prevailing Hawaii State General Excise and Room Occupancy taxes, currently at 11.4166% (subject to change). If the room type you select is not available, your reservation will be confirmed in the next higher rated category. Bedding requests are subject to availability and will not be confirmed until your arrival.

**ARRIVAL & DEPARTURE INFORMATION**

Arrival Date: \_\_\_\_\_ Flight: \_\_\_\_\_ Time: \_\_\_\_\_

Departure Date: \_\_\_\_\_ Flight: \_\_\_\_\_ Time: \_\_\_\_\_

Check-in time is 3:00 p.m. and check out is 12:00 noon.

All reservation requests must be received by **September 19, 2004** accompanied by a two (2) night deposit, plus tax (11.4166%). Reservations received after this date will be subject to space availability and our published rack rate. Deposit will be refunded if cancellation notice is received fourteen (14) days prior to arrival. Cancellations received within fourteen (14) days of arrival are subject to a one (1) night cancellation fee. Reduction in the number of nights of your reservation within 14 days of arrival will be subject to an attrition fee equivalent to the number of lost nights, up to a maximum of one night. A \$7.00 plus tax, roundtrip per person portorage charge will be applied to your account and a \$2.50 per room, per day maid gratuity is suggested. Personal checks, cashiers checks and the following credit cards are accepted: American Express, Diners Club, VISA, MasterCard & Discovery.

TYPE OF CREDIT CARD: \_\_\_\_\_

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Please complete and return this form to:

Mauna Lani Bay Hotel & Bungalows  
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*When the Numbers Really Count*



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