

The Florida Bar Continuing Legal Education Committee and the
Construction Law Committee of The Florida Bar Real Property, Probate and Trust Law Section
present

4th Annual Construction Law Institute 2011

COURSE CLASSIFICATION: ADVANCED LEVEL

March 31 - April 2, 2011

Omni ChampionsGate Resort

1500 Masters Boulevard

ChampionsGate (Orlando), FL 33896

407-390-6664

Conference Chair:

Wm. Cary Wright, Tampa

Conference Co-Vice Chairs:

Michelle A. Reddin, Orlando

Reese J. Henderson, Jr., Jacksonville

Construction Law Committee:

Brian A. Wolf, Ft. Lauderdale, Chair

Hardy L. Roberts, III, Tampa, Co-Vice Chair

Arnold D. Tritt, Jacksonville, Co-Vice Chair

Course No. 1179R

The Advanced Construction Law Certification Review Course – 2011 Edition
(Course Number 1180R) will be simultaneously taking place at the same location.



Construction Law Institute 2011

Course No. 1179R

DAY 1 (optional) • Thursday, March 31, 2011

12:30 p.m. **Golf Tournament Check-In
National Course**
Shotgun Start at 1:00 p.m.

7:00 p.m. – 8:30 p.m.
Welcome Reception



DAY 2 • Friday, April 1, 2011

7:45 a.m. – 8:30 a.m.
Check In and Late Registration

7:45 a.m. – 8:30 a.m.
Continental Breakfast

8:30 a.m. – 8:45 a.m.
Opening Remarks
Wm. Cary Wright, Tampa – Program Chair
Margaret A. Rolando, Miami – Director, Real Property Division
George J. Meyer, Tampa – Chair-Elect, Real Property, Probate & Trust Law Section of The Florida Bar

8:45 a.m. – 9:45 a.m.
Plenary I – Presentation on Federal and State E-Discovery Rules and Case Law
Robert W. Pass, Tallahassee

9:45 a.m. – 10:15 a.m.
Networking Break

10:15 a.m. – 11:45 a.m.
Workshop A: Use of E-Discovery Experts and Integrating the Experts through The Trial Presentation
John H. Rains, III, Tampa
Jamie E. Berry, Washington, D.C.

Workshop B: Issues to Address in Dispute Resolution Clauses
Christi Leigh Underwood, Winter Park
Larry R. Leiby, Ft. Lauderdale

11:45 a.m. – 1:30 p.m.
Lunch Presentation (included in registration)
Chief Justice Charles T. Canady, Tallahassee

1:30 p.m. – 2:45 p.m.
Workshop C: Inadvertent Document Productions and the Threat of Attorney Disqualifications
Etan Mark, Miami

Workshop D: Construction Issues for Distressed Assets and REO

Kimberly A. Ashby, Orlando
Joseph E. ("Ed") Foster, Orlando

2:45 p.m. – 3:15 p.m.
Networking Break

3:15 p.m. – 4:15 p.m.
Workshop E: Fraud in Construction
Lee A. Weintraub, Ft. Lauderdale

Workshop F: Advanced Lien Law
Bruce G. Alexander, West Palm Beach
Brian A. Wolf, Ft. Lauderdale

6:00 p.m. – 7:30 p.m.
Reception

DAY 3 • Saturday, April 2, 2011

8:00 a.m. – 9:30 a.m.
Breakfast: Economic Forecast for Construction Industry
Kenneth D. Simonson, Chief Economist, The Associated Contractors of America

9:30 a.m. – 10:45 a.m.
Workshop G: Update on Chinese Drywall: Litigation, Insurance Coverage and Other Issues
Neal A. Sivy, Tampa
Wm. Cary Wright, Tampa

Workshop H: Counseling Clients in Public Contracting – Deal Breakers and Negotiation Points
Deborah B. Mastin, Miami
Joseph L. Passiatore, Orlando

10:45 a.m. – 11:15 a.m.
Networking Break

11:15 a.m. – 12:45 p.m.
Workshop I: An Inside Look at the Arbitration Panel
Denise M. Hammond, Orlando
John Sherill, Atlanta, GA

Workshop J: Post-Judgment Collections: Garnishment and Proceedings Supplementary, Including the Impact of Bankruptcy
John J. Lamoureux, Tampa
Marsha G. Rydberg, Tampa

12:45 p.m. – 2:00 p.m.
Plenary II – Legislative & Case Law Update
Frederick R. Dudley, Tallahassee

REAL PROPERTY, PROBATE AND TRUST LAW SECTION

Brian Felcoski, Coral Gables – Chair
George J. Meyer, Tampa – Chair-Elect
Deborah P. Goodall, Boca Raton – CLE Chair
Wm. Cary Wright, Tampa – Program Chair

CLE COMMITTEE

Candace S. Preston, Wauchula – Chair
Terry L. Hill, Director – Programs Division

CONFERENCE STEERING COMMITTEE

Kimberly A. Ashby, Orlando
Kendra Cassell, Orlando
Timothy C. Ford, Tampa
Denise M. Hammond, Orlando
Larry R. Leiby, Ft. Lauderdale
Jason J. Quintero, Tampa
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Bryan R. Rendzio, Jacksonville
Mark A. Smith, Tampa
Arlene C. Udick, Lake Lake
Christi L. Underwood, Orlando

HOTEL RESERVATION INFORMATION

To reserve a sleeping room with the Omni ChampionsGate Resort, ChampionsGate, FL, please call toll free 1-800-THE OMNI. The Florida Bar group rate of \$201/night is guaranteed until March 9, 2011, or until the room block is sold out. If the room block is sold out you may be able to get on a wait list pending any cancellations.

REFUND POLICY

Requests for refund or credit toward the purchase of the audio CD or course books for this program **must be in writing and postmarked** no later than two business days following the course presentation. Registration fees are non-transferrable, unless transferred to a colleague registering at the same price paid. A \$25 service fee applies to refund requests. Registrants that do not notify The Florida Bar by 5:00 p.m., April 1, 2011 that they will be unable to attend the seminar, will have an additional \$100 retained. Persons attending under the policy of fee waivers will be required to pay \$100.

CLE CREDITS

CLER PROGRAM

(Maximum Credit: 14.0 hours)

General: 14.0 hours

CERTIFICATION PROGRAM

(Maximum Credit: 14.0 hours)

Construction Law: 14.0 hours

Real Estate Law: 14.0 hours

CEU CREDIT: APPLIED FOR

Register me for the "4th Annual Construction Law Institute 2011" Seminar

ONE LOCATION: (323) OMNI CHAMPIONSGATE RESORT, CHAMPIONSGATE, FL (MARCH 31 - APRIL 2, 2011)

TO REGISTER OR ORDER COURSE BOOKS OR AUDIO CD BY MAIL, SEND THIS FORM TO: The Florida Bar, CLE Programs, 651 E. Jefferson Street, Tallahassee, FL 32399-2300 with a check in the appropriate amount payable to The Florida Bar or credit card information filled in below. If you have questions, call 850/561-5831. ON-SITE REGISTRATION, ADD \$25.00. **On-site registration is by check only.**

Name _____ Florida Bar # _____

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LCS: Course No. 1179R

ELECTRONIC COURSE MATERIAL NOTICE: Effective July 1, 2010, every CLE course will feature an electronic course book in lieu of a printed book for all live presentations, live webcasts, webinars, teleseminars, audio CDs and video DVDs. This searchable, downloadable, printable material will be available via e-mail several days in advance of the live course presentation or thereafter for purchased products. We strongly encourage you to purchase the book separately if you prefer your material printed but do not want to print it yourself.

REGISTRATION FEE:

- ☐ Section member: \$425 (Registration does not include the Golf Tournament)
- ☐ Non-section member: \$475
- ☐ Board Certified Attorneys: \$400
- ☐ Full-time law college faculty or full-time law student: \$210
- ☐ Persons attending under the policy of fee waivers. Fee waivers are only applicable for in-person attendance: \$100
Members of The Florida Bar who are Supreme Court, Federal, DCA, circuit, county judges, magistrates, judges of compensation claims, full-time administrative law judges, and court-appointed hearing officers, or full-time legal aid attorneys for programs directly related to their client practice are eligible upon written request and for personal use only, complimentary admission to any live CLE Committee sponsored course. Not applicable to webcast. (We reserve the right to verify employment.)
- ☐ **Golf Tournament:** \$200 (\$186.92 + 13.08 tax) – (1179GOLF)
- Pairing Preference: _____

METHOD OF PAYMENT (CHECK ONE):

- ☐ Check enclosed made payable to The Florida Bar
- ☐ Credit Card (Advance registration only. Fax to 850/561-5816.)
- ☐ MASTERCARD ☐ VISA ☐ DISCOVER ☐ AMEX Exp. Date: ____/____ (MO./YR.)

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Private recording of this program is not permitted. **Delivery time is 4 to 6 weeks after 04/04/11. TO ORDER AUDIO CD OR COURSE BOOKS, fill out the order form above, including a street address for delivery. Please add sales tax. Tax exempt entities must pay the non-section member price.**

Please include sales tax unless ordering party is tax-exempt or a nonresident of Florida. If this order is to be purchased by a tax-exempt organization, the media must be mailed to that organization and not to a person. Include tax-exempt number beside organization's name on the order form.

☐ **COURSE BOOK ONLY (1179M)**

Cost \$60 plus tax

(Certification/CLEER credit is not awarded for the purchase of the course book only.)

TOTAL \$ _____

☐ **AUDIO CD (1179C)**

(includes electronic course material)

\$425 plus tax (section member)

\$475 plus tax (non-section member)

TOTAL \$ _____

Fourth Annual Construction Law Institute Set for March 2011

On March 31-April 2, 2011, the **Fourth Annual Construction Law Institute** will be held at the **Omni Orlando Resort, ChampionsGate, Florida**. In addition to advanced level seminars, the event will include a golf tournament on Thursday, March 31st, and evening receptions on March 31st and April 1st. Over 360 Construction Lawyers and Industry Professionals attended the 2010 Institute and we expect more in 2011. The Honorable Chief Justice Charles T. Canady will address the attendees during the Friday lunch session. The Saturday morning breakfast speaker will be Kenneth D. Simonson, Chief Economist, The Associated General Contractors of America. We thank the sponsors listed below for their commitment to the Fourth Annual Construction Law Institute.

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**For more information regarding sponsorship opportunities or attendance,
please contact Liz Smith at The Florida Bar at esmith@flabar.org.**