

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

# 5th Annual Construction Law Institute 2012

COURSE CLASSIFICATION: ADVANCED LEVEL



**March 22 - 24, 2012**  
**REUNION Resort and Club**  
*(Orlando near Disney World)*  
**7593 Gathering Drive**  
**Reunion, FL 34747**  
**877-778-2243**

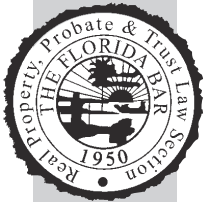
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**Wm. Cary Wright, Tampa**

*Conference Co-Chairs:*  
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*Construction Law Committee:*  
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**Yvette-Lisa C. Heron, Ft. Lauderdale, Co-Vice Chair**  
**Hardy L. Roberts III, Tampa, Co-Vice Chair**

Course No. 1336R

The Advanced Construction Law Certification Review Course – 2012 Edition  
(Course Number 1335R) will be simultaneously taking place at the same location.



# Construction Law Institute 2012

**ELECTRONIC MATERIALS:** 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. Effective July 1, 2010.

## **DAY 1 (optional) • Thursday, March 22, 2012**

11:30 a.m. **Golf Tournament Check-In / Lunch**

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

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



## **DAY 2 • Friday, March 23, 2012**

7:30 a.m. – 8:15 a.m.  
**Women in Construction Breakfast Meeting**

7:45 a.m. – 8:15 a.m.  
**Check In and Late Registration**

7:45 a.m. – 8:15 a.m.  
**Continental Breakfast**

8:15 a.m. – 8:30 a.m.  
**Opening Remarks**  
*Wm. Cary Wright, Tampa – Program Chair*  
*George J. Meyer, Tampa – Chair, Real Property, Probate & Trust Law Section*

8:30 a.m. – 9:45 a.m.  
**Plenary I – Psychology of a Modern Fact Finder – Jury Studies and a 100-Day Trial**  
*Dr. Arthur H. Patterson, Sarasota*  
*Timothy R. Thornton, Chicago, IL*

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

10:15 a.m. – 11:30 a.m.  
**Plenary II – Demonstrative Evidence for Trials and Arbitration**  
*Edward Josiah, Syosset, NY*  
*Luis Prats, Tampa*

11:30 a.m. – 12:00 p.m.  
**Break**

12:00 p.m. – 1:45 p.m.  
**Lunch – Lifetime Achievement Award** (included in registration fee)  
*Mark Curriden, Author – “Contempt of Court—The Turn of the Century Lynching”*

1:45 p.m. – 2:15 p.m.  
**Break**

2:15 p.m. – 3:30 p.m.  
**Workshop A: Negotiation and Close Out of Large Projects – Amway Center and Marlins Baseball Park Projects**  
*Jeffrey R. Appelbaum, Counsel for Owners, Cleveland, OH*  
*George J. Meyer, Tampa*  
*Jose M. Pienknagura, Counsel for GC, Scottsdale, AZ*

**Workshop B: Case Law / Legislative Update**  
*Frederick R. “Fred” Dudley, Tallahassee*  
*Larry R. Leiby, Ft. Lauderdale*

3:30 p.m. – 4:00 p.m.  
**Networking Break**

4:00 p.m. – 5:15 p.m.  
**Workshop C: Statute of Limitations**  
**To include Analysis of Interplay with Warranty Periods and 2-yr. v. 4-yr. SOL for Design Professionals**  
*Barry B. Ansbacher, Jacksonville*

**Workshop D: Strategies for Litigating Large, Multi-Party Cases**  
*Honorable Gill S. Freeman, Miami*  
*Michael F. Kashtan, Miami*  
*Lee A. Weintraub, Fort Lauderdale*

## **DAY 3 • Saturday, March 24, 2012**

8:00 a.m. – 9:30 a.m.  
**Breakfast with Speaker: The State of Florida Economy with a Focus on the Construction Industry**  
*Dr. Hank H. Fishkind, Economist, Orlando*

9:30 a.m. – 10:00 a.m.  
**Break**

10:00 a.m. – 11:15 p.m.  
**Workshop E: I-Pads for Construction Lawyers**  
*Sanjay Kurian, Fort Myers*  
*Dave Owen, Orlando*

**Workshop F: Schedule Analysis for Lawyers**  
**What is Schedule Analysis? • What are the basic methods of analysis? • What is the current state of the law? • How do you manage your expert?**  
*Gregory S. Martin, Maitland*  
*Daniel G. Quackenbush, Olathe, Kansas*

11:30 a.m. – 12:45 p.m.  
**Workshop G: Presenting the Schedule Analysis to the Finder of Fact from the Arbitrator’s Point of View**  
*Denise Morris Hammond, Altamonte Springs*  
*Ben D. Nolan, III, Gulf Breeze*

**Workshop H: Insurance – OCIPs and CCIPs**  
*Julie G. Sears, Jacksonville*  
*Gary L. Smith, Sr., Tallahassee*

12:45 p.m. – 1:30 p.m.  
**Networking Break and Box Lunch**

1:30 p.m. – 2:45 p.m.  
**Workshop I: OSHA – Worker’s Safety – What Do You Do When Faced with an OSHA Inspection?**  
*Michael G. Murphy, Orlando*

**Workshop J: Pass Through Agreements**  
*John S. Vento, Tampa*

3:15 p.m. – 4:15 p.m.  
**Plenary V – Serving Two Masters – The Ethical Issues in Representing a Principal and Surety**  
*Bruce G. Alexander, West Palm Beach*  
*Ty G. Thompson, Tampa*

## REAL PROPERTY, PROBATE AND TRUST LAW SECTION

George J. Meyer, Tampa – Chair  
W. Fletcher Belcher, St. Petersburg – Chair-Elect  
Deborah P. Goodall, Boca Raton – CLE Chair  
Wm. Cary Wright, Tampa – Conference Chair

### CLE COMMITTEE

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Terry L. Hill, Director – Programs Division

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## HOTEL RESERVATION INFORMATION

A block of rooms has been reserved at the **REUNION Resort and Club**, at the rate of **\$199** single/double occupancy. To make reservations, call the **REUNION Resort and Club** directly at **877-778-2243**. Reservations must be made by **02/19/12** to assure the group rate and availability. After that date, the group rate will be granted on a "space available" basis. All rooms are suites with kitchenettes, two and three bedroom villas also available (\$239 and \$279 respectively).

## REFUND POLICY

A \$25 service fee applies to all requests for refunds. Requests must be in writing and postmarked no later than two business days following the live course presentation or receipt of product. Registration fees are non-transferrable, unless transferred to a colleague registering at the same price paid. Registrants who do not notify The Florida Bar by 5:00 p.m., March 15, 2012 that they will be unable to attend the seminar, will have an additional \$110 retained. Persons attending under the policy of fee waivers will be required to pay \$110.

## CLE CREDITS

### CLER PROGRAM

(Maximum Credit: 14.0 hours)

General: 14.0 hours      Ethics: 1.0 hour

### CERTIFICATION PROGRAM

(Maximum Credit: 14.0 hours)

Construction Law: 14.0 hours

Real Estate Law: 14.0 hours

**CEU CREDIT: APPLIED FOR**

## Event Sponsors

Berkeley Research Group, LLC – *Friday Luncheon and Golf Foursome*  
Delta Consulting Group – *Networking Break*  
FTI Consulting, Inc. – *Golf Foursome*  
Hill International, Inc. – *Networking Break and Golf Foursome*  
HSA Engineers & Scientists, Inc. – *Golf Foursome*  
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## Law Firm Sponsors

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*Audio / Visual Services will be performed by  
Dave Owen, President and CEO, at ImageServe*

# Register me for the "5th Annual Construction Law Institute 2012" Seminar

**ONE LOCATION: (345) REUNION RESORT AND CLUB, REUNION, FL (MARCH 22 - 24, 2012)**

TO REGISTER OR ORDER AUDIO CD OR COURSE BOOKS BY MAIL, SEND THIS FORM TO: The Florida Bar, Order Entry Department, 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 # \_\_\_\_\_

Address \_\_\_\_\_

City/State/Zip \_\_\_\_\_ Phone: ( ) \_\_\_\_\_

E-mail\* \_\_\_\_\_

**\*E-mail address required to transmit electronic course materials and is only used for this order.**

**YDS: Course No. 1336R**

**ELECTRONIC MATERIALS:** 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. Effective July 1, 2010.

## REGISTRATION FEE:

- ☐ Section member: \$435 (Registration does not include the Golf Tournament)
- ☐ Non-section member: \$485
- ☐ Board Certified Attorneys: \$410
- ☐ Full-time law college faculty or full-time law student: \$220
- ☐ Persons attending under the policy of fee waivers. Fee waivers are only applicable for in-person attendance: \$110  
*Members of The Florida Bar who are Supreme Court, Federal, DCA, circuit judges, 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 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:** \$175 (\$163.55 + 11.45 tax) – (1336GOLF)  
Pairing Preference: \_\_\_\_\_

## METHOD OF PAYMENT (CHECK ONE):

- ☐ Check enclosed made payable to The Florida Bar
- ☐ Credit Card (Advance registration only. Fax to 850/561-9413.)  
☐ MASTERCARD ☐ VISA ☐ DISCOVER ☐ AMEX Exp. Date: \_\_\_\_/\_\_\_\_ (MO./YR.)

Signature: \_\_\_\_\_

Name on Card: \_\_\_\_\_

Billing Zip Code: \_\_\_\_\_

Card No. \_\_\_\_\_



☐ Please check here if you have a disability that may require special attention or services. To ensure availability of appropriate accommodations, attach a general description of your needs. We will contact you for further coordination.

## COURSE BOOK – AUDIO CD

Private recording of this program is not permitted. **Delivery time is 4 to 6 weeks after 03/26/12. 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 (1336M)**

Cost \$60 plus tax

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

**TOTAL \$ \_\_\_\_\_**

☐ **AUDIO CD (1336C)**

(includes electronic course material)

\$325 plus tax (section member)

\$375 plus tax (non-section member)

**TOTAL \$ \_\_\_\_\_**