



AMERICAN **BAR** ASSOCIATION

Forum on Construction Law

2022 ANNUAL MEETING

THE IN-HOUSE COUNSEL SUMMIT: SHINING A LIGHT ON THE CONSTRUCTION ISSUES KEEPING IN-HOUSE COUNSEL UP AT NIGHT

MAY 4-7, 2022 | NEW YORK, NY | SHERATON NEW YORK TIMES SQUARE



FORUM ON
CONSTRUCTION LAW
Building the Best Construction Lawyers

PROGRAMS - PUBLICATIONS - PEOPLE

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Dear Colleagues:

Welcome to New York City! It's been quite a while since the Forum gathered in the "Big Apple" and we are delighted to be back! In keeping with our focus on increasing the value of the Forum to our in-house counsel colleagues, we are pleased to present an outstanding program: *"In-House Counsel Summit: Shining a Light on the Construction Issues Keeping In-House Counsel Up at Night."*

In-house lawyers wear many hats and provide substantive advice on a myriad of complex legal issues affecting their entities, particularly in the construction industry. They advise executive leadership, support project teams performing high-stakes construction projects in multiple jurisdictions, draft and negotiate a variety of agreements, and mitigate risk – all while advancing the company's business objectives. This program examines what it takes for construction industry in-house counsel to be successful in the various roles in which they serve and to provide outside counsel insight into how to best support their client's in-house legal team. Among other things, attendees will gain a better understanding of how to:

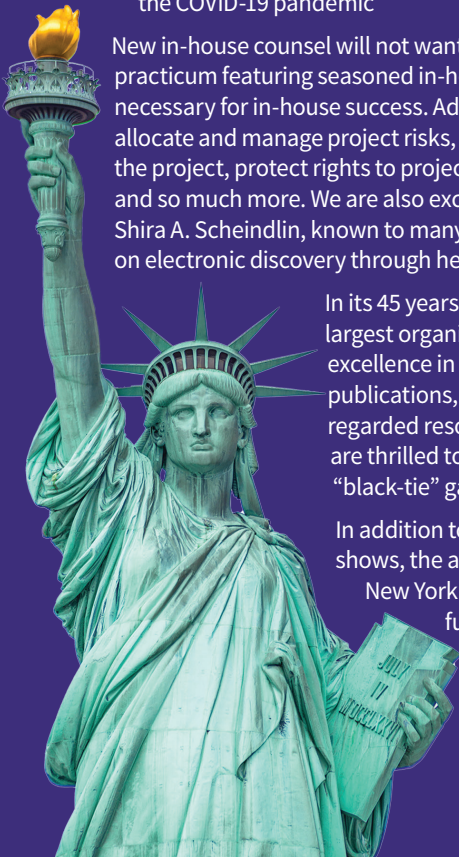
- Strike a balance between risk mitigation and business objectives in order to meet the expectations of the C-suite executive team;
- Draft and negotiate ancillary agreements to address unique issues that arise on construction projects;
- Address critical employment issues in the construction industry;
- Prepare clients to address the ever-growing threat of cybercrime;
- Understand the legal implications of emerging construction technologies;
- Avoid pitfalls for the unwary on P3 projects while understanding how P3 projects are conceived, developed, and delivered; and
- Examine the ethical risks of practicing law remotely, as well as other "lessons learned" from the COVID-19 pandemic

New in-house counsel will not want to miss a special opportunity to attend a unique training practicum featuring seasoned in-house construction lawyers who will discuss the tools necessary for in-house success. Additionally, attendees will gain valuable insight into how to allocate and manage project risks, effectively handle lost productivity, and delay issues during the project, protect rights to project payment and performance in the bankruptcy context, and so much more. We are also excited to offer a special conversation with the Honorable Shira A. Scheindlin, known to many construction lawyers as the judge who "wrote the book" on electronic discovery through her insightful, and critically important decisions.

In its 45 years of existence, the Forum has become more than just the largest organization of construction lawyers in the world. Its consistent excellence in building the best construction lawyers through programs, publications, and people, has resulted in recognition as a highly regarded resource to the entire construction industry. Accordingly, we are thrilled to celebrate this special milestone of excellence at a formal "black-tie" gala event!

In addition to the bright lights of Times Square, the thrill of Broadway shows, the amazing food scene, and the endless list of exciting things New York City has to offer, be sure to join Forum colleagues for a fun-run/walking tour in Central Park to benefit Building For Good!

Start spreading the news — the Forum is back in New York City!!!



PROGRAM SCHEDULE

WEDNESDAY, MAY 4

1:00 – 2:45 P.M.

Practicum: It Takes Two to Tango – A Primer for New In-House Lawyers (Part I)

The role of in-house counsel, and the relationship between attorney and client, is very different from private practice and the transition from one role to another is often challenging. During the first half of our practicum, our panel will provide information and insight regarding the transition from private practice to an in-house position, tips for creating an in-house legal role, and advice for balancing the in-house lawyer's responsibility for compliance with building a partnership with the executive team. The panelists will also address the in-house lawyer's role in defining, administering and enforcing a compliance program, as well as the role of ethics in compliance.

2:45 – 3:00 P.M.

Break

3:00 – 5:00 P.M.

Practicum: It Takes Two to Tango – A Primer for New In-House Lawyers (Part II)

During the second half of the session, attendees will learn about advising clients on risk management and safety, supporting project teams and mitigating claims, tips for handling labor and employment issues, insurance, and strategic business planning. The panel will also address how to create and execute an internal training program. Finally, when claims can't be avoided, in-house lawyers typically take the lead in managing the dispute and retaining outside counsel. The panel will offer insight and advice regarding the role of outside counsel, early case assessment, establishing a strategy, creating and managing a budget, how to establish a reporting process and managing the business team's expectations.

IN-HOUSE COUNSEL WILL BE GIVEN FIRST PRIORITY FOR IN-PERSON ATTENDANCE

Robert Preston Brown, *McKenney's, Inc.* | Atlanta, GA

Jayne Czik, *Citnalta Construction Corp.* | Bohemia, NY

John Heuer, *Balfour Beatty Construction* | Charlotte, NC

Nathan Simon, *Gray Construction, Inc.* | Lexington, KY

5:00 – 5:30 P.M.

New Attendee Meet and Greet

THURSDAY, MAY 5

8:15 – 8:20 A.M.

Welcome from the Forum Chair and Program Co-Chairs

Arlan Lewis, *Chair*

Kelsey Funes and **Ted Laperouse**, *Program Co-Chairs*

8:20 – 9:35 A.M.

Plenary 1

Sleepless in the C-Suite: Counsel's Guide to Meeting Executive Team Expectations

In-house construction counsel address a variety of legal issues and must effectively strike a balance between risk mitigation and business objectives. Construction executives discuss what they expect from in-house lawyers, things that make in-house lawyers shine, and how in-

house lawyers add value to the project team. They will review how counsel can help executives avoid unintentionally subjecting themselves (or their entities) to civil or criminal liability in certain circumstances. Outside counsel will get a glimpse of the internal pressures faced by in-house lawyers and learn how they can be more valuable to their clients.

Moderator: Karen Layng, *MAIT Co. | Chicago, IL*

Phil Harrison, *Perkins&Will | Atlanta, GA*

Andrea Lawrence, *HAP Investments, LLC | New York, NY*

Michael Gargiulo, *Citnalta Construction Corp. | Bohemia, New York*

9:35 – 9:45 A.M.

Announcements

9:45 – 10:45 A.M.

Plenary 2

Avoiding the Cyber Nightmare: The Lawyers' Role in Preparing their Clients for Cyber Risk

Some say there are two types of companies – those that have been hacked and those that will be hacked. This risk is particularly acute for construction industry entities because they regularly possess or have access to commercially sensitive data, often owned by third parties. Most data breaches arise from human error or system glitches – not cybercriminals. This panel will offer recommendations to in-house lawyers for preparing their companies to avoid and address cyber risks. They will review the risks of civil and criminal liability stemming from data breaches, best practices for prevention, and strategies for an effective response. They will also examine cyber insurance options and ways to maximize coverage.

Walt Green, *Phelps Dunbar | Baton Rouge, LA*

Karen Erger, *Lockton Companies | Cedar Rapids, IA*

Roy E. Hadley, Jr., *Adams & Reese | Atlanta, GA*

10:45 – 10:55 A.M.

Networking Break

10:55 – 11:55 A.M.

Plenary 3

Sweet Dreams (Are Made of . . . Good Contracts): Understanding and Navigating the Ancillary Contracts in Construction

In-house counsel frequently draft and negotiate core construction contracts, but projects often require a variety of other specialized ancillary agreements, including joint venture arrangements, special project access issues, non-disclosure and confidentiality, unusual project finance, letters of intent and other issues. You can sleep soundly when you have adequately papered the deal for these critical, and often unique, situations. This session will equip counsel to recognize the need for an ancillary agreement as well as the purposes, principal components, and strategies for negotiating such specialized contracts.

Moderator: Joeann Walker, *Consolidated Edison Company*

Michael Hanahan, *Perkins Coie | Chicago, IL*

Michael J. Vardaro, *Zetlin & De Chiara LLP | New York, NY*

12:00 – 2:00 P.M. Forum Annual Business Meeting and Luncheon

2:00 – 2:10 P.M. Networking Break

2:10 – 3:10 P.M. Plenary 4

Solve the Problem! Practical Recommendations for Effective Dispute Resolution Through Mediation and Arbitration

Mediation can be an effective way to resolve construction disputes. Increasingly, however, parties treat mediation as the first opportunity to meaningfully address the key disputed issues, often resulting in an impasse, followed by arbitration or litigation. Based upon a survey of hundreds of construction law practitioners, this plenary offers concrete recommendations regarding mediator preferences, mediation timing, pre-mediation preparation and communication, mediation structure, and post-mediation communication. Our panelists will also present an analysis of a survey of more than 200 construction arbitrators concerning their practices and preferences, including persuasive advocacy techniques in construction arbitration and how to present your case most effectively and efficiently.

Dean B. Thomson, *Fabyanska, Westra, Hart & Thomson | Minneapolis, MN*
Julia Douglass, *Fabyanska, Westra, Hart & Thomson | Minneapolis, MN*

3:10 – 3:20 P.M. Networking Break

3:20 – 4:20 P.M. Plenary 5

They Did What? Critical Employment Issues Facing In-House Counsel in Construction

There is no shortage of tricky employment issues that arise in the construction context. This session examines some of the critical employment issues and recent trends facing companies in the construction industry and offers practical advice to handle them. Among other things, industry experts discuss policies and procedures to address employee safety in a post-pandemic environment, handle injured or ill employees, deal with the conflict between the ADA, FLSA, ERISA, and varied state workers' compensation laws.

Matt Sanchez, *Jaynes Corp. | Albuquerque, NM*
Elaine Howard, *Andrews Myers | Houston, TX*
Jessi Hill, *Dave O'Mara Contractor, Inc. | North Vernon, IN*

7:00 – 10:00 P.M. Forum 45th Anniversary Celebration & Awards Gala Metropolitan Ballroom (Attire: Black-Tie)

Join us as we celebrate forty-five (45) years of Forum excellence in building the best construction lawyers! We'll mark this special milestone with good food, good fun, good fellowship, and good music! Don your best formal black-tie attire – and don't forget your dancing shoes!
Separate fee required for all spouse/guests.

9:10 – 9:15 A.M.

Opening Remarks and Announcements

9:15 – 10:15 A.M.

Plenary 6

Weathering the Storm: Using the Lessons Learned from the COVID-19 Pandemic to Prepare for a Crisis

Construction has been recognized as an essential industry in the American economy. Accordingly, construction industry participants must be equipped to operate during the toughest circumstances. Our panel will reflect on the lessons learned from the COVID-19 pandemic and other calamities to help clients prepare to effectively weather a crisis. Topics include the development of key contract provisions, the development of policies and procedures for employee safety, insurance considerations, strategies for dealing with government mandates, and supply chain disruptors.

Moderator: Mark Bell, *Waller Lansden Dortch & Davis LLP* | Nashville, TN
Frank Giunta, *HKA Global, Inc.* | Philadelphia, PA
Carlo Scissura, *President of the NY Building Congress* | New York, NY
Ernest DeLoach, Jr., *Balfour Beatty Construction* | Orlando, FL

10:15 – 10:25 A.M.

Networking Break

10:25 – 11:25 A.M.

Plenary 7

Wake Me Up Before It's Over: Managing and Preserving Claims for Lost Productivity and Delay During the Project

We often talk about how to handle lost productivity and delay claims once they are in litigation, but what should counsel be mindful of during the project? How can we assure that the project team consults in-house counsel before it's too late? What should in-house counsel do when the problem arises, but before an outside lawyer or expert is hired? Our panel will share their advice for working with project teams during problem projects to recognize and document potential impacts, minimize disruptions, utilize experts, manage claims for lost productivity and delays, and avoid dangerous pitfalls in the process.

Brett Lamb, *Construction Discovery Experts* | Dallas, TX
Robert Freas, *Exponent* | Alexandria, VA
Mike Cortez, *Andrews Myers* | Houston, TX

11:25 – 11:35 A.M.

Networking Break

11:35 – 12:35 P.M.

Plenary 8

It's Already Tomorrow: Understanding Emerging Construction Technology and Related Legal Implications

Construction technology is advancing at a dizzying pace, and these changes raise new legal issues requiring lawyers to apply settled legal concepts to new technology. As a first step, lawyers must understand current and emerging construction technologies available to their clients. Join construction technologist James Benham, CEO of JBKnowledge, Inc., and author of *"Building a Mad Scientist: Driving Innovation at Complacent Companies"* for a discussion of innovations in construction technology aimed at breaking down inefficiencies, reducing potential losses, increasing project profitability, and disrupting complacency.

Moderator: Leslie O'Neal, *Brasfield & Gorrie LLC* | Orlando, Florida
James Benham, *JBKnowledge* | Bryan, TX

12:45 – 2:00 P.M. Division Lunches

2:30 – 4:00 P.M. Women’s Networking Event
Saks Fifth Avenue, 611 5th Ave.

3:30 – 5:30 P.M. Building for Good’s *Racing for Good* Fundraiser
Central Park, 5K fun-run/walking tour

SATURDAY, MAY 7

9:10 – 9:15 A.M. Opening Remarks and Announcements

9:15 – 10:15 A.M. Making the P3 Dream a Reality: How Do We Start, Where Do We Go, and What Do We Have to Do Along the Way?

Plenary 9

Public-Private Partnerships (P3s) are becoming increasingly prevalent. It can be a daunting learning curve for any participant or its counsel contemplating their first involvement in a P3 project. This session will address how P3 projects are conceived, developed, and ultimately delivered, as well as the legal challenges typically encountered. What pitfalls await the unwary, and how can they be avoided or mitigated? The panelists will offer insight based upon their vast experience in the development, organization, and management of P3 projects from a "cradle-to-grave" perspective.

Lee Weintraub, *Becker* | *Ft. Lauderdale, FL*
Stephen Del Percio, *AECOM* | *New York, NY*
Jeremy M. Ebie, *Phoenix Infrastructure Group* | *New York, NY*

10:15– 11:05 A.M. A Conversation with the Hon. Shira A. Scheindlin



The Forum’s Diversity and Inclusion Committee is honored to present a conversation with the Hon. Shira A. Scheindlin. Judge Scheindlin was appointed by President Bill Clinton as a federal judge of the U.S. District Court for the Southern District of New York and served for 22 years. During that time, she presided over numerous criminal and civil cases. Among many important cases, her opinions on electronic case management are recognized as case law landmarks. Judge Scheindlin now serves as an arbitrator, mediator, expert witness, and special master. She also conducts neutral evaluations, mock trials and arguments. Diversity and inclusion have been critically important to Judge Scheindlin throughout her career. She has been a leading agent for change in courtroom advocacy by women and minorities. She is a member of the College of Commercial Arbitrators (CCA), and on the panels of the AAA, ICDR, FedArb and CPR. She is the Co-Chair of CPR’s Diversity in ADR Task Force and a member of the CCA’s Diversity Committee. She is also Co-chair of the New York State Bar Association’s Task Force on Women’s Initiatives. Judge Scheindlin serves as the Co-Chair of the Board of the Lawyers Committee for Civil Rights under Law, and as a member of the Board of the American Constitution Society, the Bronx Defenders and the Justice Resource Center.

11:05 – 11:15 A.M. Networking Break

11:15 – 12:15 P.M. Is This a Bad Dream? Protecting Your Client's Right to Payment and Performance in the Bankruptcy Context
Workshop A

This session examines the tools project participants can use to protect their right to be paid, assure timely completion of performance obligations, or obtain redress when a debtor files (or is expected to file) bankruptcy. Are contract provisions helpful? What early action can be taken to better position your client for recovery? How does bankruptcy impact the ability to perfect a lien, make a payment bond claim, terminate a defaulting entity, or pursue a performance bond surety? What can (or can't) be included in demand letters? What are the options for completing the debtor's work? How can relief from the automatic stay be obtained? The speakers will provide practical tips for successfully navigating the project maze when bankruptcy is on the horizon.

David J. Theising, *Harrison Moberly, LLP | Indianapolis, IN*
Marilyn Klinger, *SMTD Law LLP | Los Angeles, CA*

11:15 – 12:15 P.M. Don't Fall Asleep at the Switch: Surviving and Thriving in International Construction Markets
Workshop B

When your client is performing outside the United States, in-house counsel has an important role in making sure the company does not run afoul of either US laws (such as the Foreign Corrupt Practices Act) or laws in the jurisdiction where the work is performed. This session identifies critical things counsel must know to prepare and protect their clients on international projects. Topics include establishing and managing an effective compliance program, the impact of cultural business practices on a project, and other issues that may not be readily apparent to the uninitiated.

Moderator: Roberto Hernandez, *COMAD, S.C. | Mexico City, Mexico*
Robyn Miller, *CallisonRTKL | Los Angeles, CA*
Arjun Agarwal, *Chevron | San Ramon, CA*

12:20 – 1:20 P.M. If You Snooze, You Lose: What Attorneys Must Know About the Risks of Practicing Law Remotely
Plenary 10

The recent pandemic required many attorneys to practice remotely and some will continue to do so even after the pandemic ends. This session will help you understand how to practice remotely without inadvertently committing the unauthorized practice of law. Attendees will learn the difference between the virtual practice of law and telecommuting – and why it matters. Understand which ethics rules and opinions impact the remote practice of law, including ABA Model Rule 5.5, exceptions to the unauthorized practice of law, recent ABA Formal Opinion 495, and other related ethical issues.

Amy Richardson, *Harris, Wiltshire & Grannis | Washington, DC*
Lauren Snyder, *Harris, Wiltshire & Grannis | Washington, DC*
Jason Quintero, *Carlton Fields | Tampa, FL*

1:20 – 1:25 P.M. Closing Remarks

SPECIAL EVENTS

WEDNESDAY, MAY 4

5:00 – 5:30 P.M.

New Attendee Meet & Greet Cocktail Reception

Are you a new attendee to the Forum? Or are you returning to the Forum after a hiatus? We welcome you to attend this event where you will meet colleagues and forum leaders, be introduced (or reintroduced) to the Forum, and learn about how the Forum can help you build, enhance, and expand your construction law practice. Program begins promptly at 5:00, and all first time and new Forum attendees are invited to attend the Exhibitor's Reception immediately thereafter.

THURSDAY, MAY 5

10:00 A.M. – 1:30 P.M.

Spouse/Guest Greenwich Village Food Walking Tour

Tour the charming tree-lined streets of the historic West Village. Discover the history, culture, food, and entertainment offerings that make the West Village so unique and different from the rest of New York City. Most importantly, discover the secrets to having the ultimate food and cultural experience off the beaten path! Explore unique and lovely gardens, winding streets, pristine homes from the 1850s, and learn why the Grid System does not exist in this section of Greenwich Village.

Separate Registration Required. Limited Capacity.

7:00 – 10:00 P.M.

Forum 45th Anniversary Celebration & Awards Gala Metropolitan Ballroom (Attire: Black-Tie)

FRIDAY, MAY 6

2:30 – 4:00 P.M.

Women's Networking Event

Saks Fifth Avenue, 611 5th Ave.

Join us for champagne, networking and a fashion presentation by the professionals at Saks.

3:30 – 5:30 P.M.

Building for Good's Racing for Good Fundraiser

Central Park 5K fun-run/walking tour

Start spreading the news! Racing for Good is back NYC style. And this time we're heading right through the very heart of it: Central Park! You'll want to be a part of it. Join Forum colleagues for a 5K fun-run/walking tour of Central Park's most iconic sights and attractions. Race along with us and help raise funds for Building for Good. We'll meet in the hotel lobby and proceed to Central Park at 3:30pm! You'll be supporting our pro-bono construction efforts and enjoying sights like the Bethesda Fountain, the Mall and Literary Walk, the Imagine Mosaic, and more. We'll end the run/walk with a photo op and refreshments at the Heckscher Park area. For information and registration, visit: **www.building4good.org/racing4good2022**. This is a "fun" event and runners and walkers of all abilities are welcome!

Building for Good, an independent 501(c)3 nonprofit corporation connecting charities and nonprofits with skilled Forum construction lawyers who provide pro bono construction law services, is operating in thirteen states. Visit www.building4good.org to learn more.



SPECIAL EVENTS

SATURDAY, MAY 7

2:00 P.M.

Broadway Shows

Come Far Away

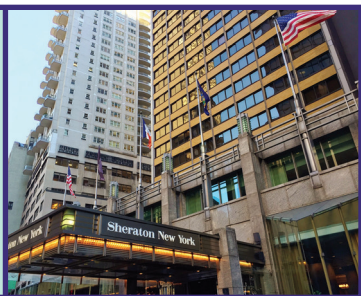
Phantom of the Opera



CONFERENCE INFORMATION

ACCOMMODATIONS: The conference will be held at The Sheraton New York Times Square hotel, rates start at \$289/night plus tax. The deadline for reservations is April 22, 2022 at 5:00 P.M. (CST) or until the room block is exhausted. PLEASE NOTE THAT YOU MUST REGISTER FOR THE CONFERENCE PRIOR TO MAKING YOUR HOTEL RESERVATION.

You will receive a weblink to reserve your hotel room once you register in your conference confirmation email.



HEALTH AND SAFETY: Due to the ongoing COVID pandemic, in person meeting attendees and guests of attendees are required to provide proof of full vaccination as defined by the CDC, or a negative viral COVID test administered by a healthcare professional taken within 3-days prior to their meeting arrival date. Affirmations and proof of vaccination status or negative COVID test within 72 hours before arrival to the meeting is required to attend in-person.

ON-SITE REGISTRATION: On-site registrants and their guests are required to provide their vaccination status or negative COVID test proof to the ABA's third-party provider and await verification that the information provided has been approved before badges are distributed. On-site registrants will be asked to leave the meeting and event space immediately while the ABA's third-party provider completes the verification process, and may return to the registration desk to obtain badges once their vaccination status or negative COVID test has been properly vetted and approved.

PROGRAM REGISTRATION: Online at [AMBAR.ORG/FCLANN22](https://ambar.org/fclann22) or complete and return the attached registration form with your payment before **April 22, 2022**. Conference registrations will only be accepted when accompanied by a check or credit card. Credit card registrations may be FAXED directly to the ABA at 312-988-5850. If you do not receive a written confirmation by **April 25, 2022**, please call the ABA at 800-285-2221 to verify that your registration form and payment were received.

FORUM DIVERSITY INITIATIVE: The Forum will waive the registration fee for the first ten Forum members who register and bring along a diverse lawyer to his or her first national meeting of the Forum (a "first timer"), whose registration fee will also be waived. The Forum member and the first timer must both commit to attend the program (offer limited to one per Forum member per Bar year). In order to take advantage of this offer, Forum members must contact Patricia.Harris@americanbar.org prior to registering for the program.

FORUM DIVERSITY & INCLUSION SCHOLARSHIP OPPORTUNITY: The Forum will award six Diversity Scholarships for the 2022 Annual Meeting in New York, NY on May 4-7, 2022. Each scholarship covers the cost of registration. These scholarships are awarded to women and minority construction lawyers, construction lawyers with disabilities, and construction lawyers from the LGBTQ+ community. Applicants should submit a copy of their resume together with a short letter describing their construction law practice, along with reasons why they want to attend the 2022 Annual Meeting. If selected, candidates must commit to attend the program (the scholarships are not transferable). Questions and/or applications for the scholarships should be sent directly to the Chair of the Forum's Diversity and Inclusion Committee, Nick Holmes, at nholmes@devinemillimet.com. The deadline for applications is April 22, 2022.

IN-HOUSE COUNSEL SCHOLARSHIPS: The Forum offers a limited number of In-House Counsel Scholarships to current in-house counsel lawyers who encounter construction law issues in their

CONFERENCE INFORMATION

practices. Each scholarship covers the cost of registration. Scholarship applicants should submit a copy of their resume together with a short letter describing the impact of construction law on their in-house practice, along with reasons why they want to attend the 2022 Annual Meeting. If selected, candidates must commit to attend the program in-person (the scholarships are not transferable). Applications for the scholarships should be sent directly to the Forum's Project Associate, Shannon Lange at Shannon.lange@americanbar.org. The subject line of the submission email should be labeled "Application: In-House Counsel Scholarship (2022 Annual)." The deadline for applications is **April 22, 2022**. If you have any questions, please direct them to Kristin Protas at kprotas@gilbaneco.com.

CANCELLATION POLICY: No refunds will be granted for cancellations received after **April 15, 2022**. To receive a refund, minus a \$65 administrative fee, cancellations must be made IN WRITING and RECEIVED by Tamara.Harrington@americanbar.org.

MEMBERSHIP: To join the Forum for \$60 go to ambar.org/constructionlaw.

CLE CREDIT: The ABA will seek 15.83 hours of CLE credit in 60-minute states, and 19 hours of CLE credit for this program in 50-minute states, including 1.25 hours of CLE ethics credit in 60-minute states and 1.50 hours of CLE ethics credit in 50-minute states as needed*. Credit hours are estimated and are subject to each state's approval and credit rounding rules. *Florida Bar regulators have stated that attorneys will not receive Florida credit for any ABA program, even if they self-apply. *Virtual attendees seeking CLE should login in to each live session. After the program, the recordings will be available in 8-12 weeks.

ADVANCED REGISTRATION: Advanced Registration is highly recommended to avoid delay in admittance to the meeting. In accordance with the ABA in-person meeting policy, each attendee must comply with the following requirements for the entire duration of this meeting and at any event related to this meeting:

- By registering for and attending the meeting, I affirm that I will provide, prior to the meeting, either proof of full vaccination as defined by the CDC or a negative viral COVID test administered by a healthcare professional taken within 3 days of my arrival at the meeting. If a shorter interval is required by law, I will comply with the shorter interval testing, as instructed by ABA staff. I will wear my meeting badge (provided on site after verification of vaccination or negative COVID test) in meeting and event spaces at all times. I understand that collection of proof of vaccination and negative COVID tests will be handled by a third-party provider and instructions will be emailed to me closer to the meeting date.
- If I am bringing a guest to the meeting, I understand that my guest must be registered using an unique email address for the meeting to be in the meeting space or group functions associated with the event and must submit either proof of vaccination or negative viral COVID test administered by a healthcare professional taken within 3 days of my guest's arrival at the meeting. I understand that no one under 18 will be permitted at the meeting or events associated with the meeting at this time, regardless of vaccination status.
- By registering a guest, I understand that my guest may not be allowed to attend certain events or meeting functions. The ABA entity hosting the meeting will communicate which events are available to guests.
- By registering for and attending the meeting, I affirm that I will comply with all CDC, federal, state, local, and venue-specific laws, orders, directives, and guidelines related to COVID and attending the meeting.

CONFERENCE INFORMATION

- By registering for and attending the meeting, I affirm that I have read and will comply with CDC guidance related to hand sanitation, social distancing, and use of face coverings. I affirm that I will follow any more stringent state, local, or venue requirements related to hand sanitation, social distancing, and use of face coverings in place at the location of the meeting.
- I will also follow all travel restrictions in place at the location of the meeting and my point of origin at the time of the meeting.
- I will not attend the meeting if I have tested positive for COVID, am experiencing symptoms of COVID, or have been in close contact with someone who has COVID. If at any time during the meeting I begin to experience symptoms of COVID, or am in contact with someone experiencing symptoms, I will immediately leave the meeting and inform the ABA. If I test positive for COVID within 10 days after the meeting, I will inform the ABA.
- I understand that my guests and I may be required to complete health screening questions after arrival at the meeting to access ABA meeting and event spaces.

COMMUNICATION NOTICE: Your email address will only be used by the ABA and its entities. We do not sell or rent email addresses to anyone outside the ABA. The ABA will also not share email addresses to unrelated third-parties, affiliates or ABA members. Please understand, however, that your email address may be visible to other attorneys, others who have interest in the legal profession and ABA events, as well as the general public through Directory Lists as set forth above. The ABA may also share your email address with third parties to enable the ABA to take security measures to help protect against unauthorized access to or unauthorized alteration, disclosure or destruction of data. Finally, the ABA may share email addresses with third parties as necessary for the ABA to perform certain services on our behalf, such as packaging, mailing and delivering products and processing event registrations and to respond to your service requests.

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